

Reserve



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ILLINOIS REGISTER

Rules of Governmental Agencies

IIT Chicago Kent

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INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or preemptory action.

The Register also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the Register contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current Register volume and a Sections Affected Index listing, by Title of the Illinois Administrative Code, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The Register will serve as the update to the Illinois Administrative Code, a compilation of the rules of State agencies. The most recent edition of the Code along with the Register comprise the most current accounting of the State agencies' rules.

The Illinois Register is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

REGISTER PUBLICATION SCHEDULE 1988

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 16, 1987	Dec. 23, 1987	1	Jan. 4, 1988	June 28, 1988	July 5, 1988	29	July 15, 1988
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Dec. 30, 1987	Jan. 5, 1988	3	Jan. 15, 1988	July 12, 1988	July 19, 1988	31	July 29, 1988
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Jan. 26, 1988	Feb. 2, 1988	7	Feb. 16, 1988 (Tues.)	Aug. 9, 1988	Aug. 16, 1988	35	Aug. 26, 1988
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June 21, 1988	June 28, 1988	28	July 8, 1988				

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).

- 1) Heading of Part: Swine Disease Control and Eradication Act
- 2) Code Citation: 8 Ill. Adm. Code 105
- 3) Section Numbers: Proposed Action:

105.5 Amended

105.10 Amended

105.30 Amended
- 4) Statutory Authority: Illinois Swine Disease Control and Eradication Act (Ill. Rev. Stat. 1987, ch. 8, pars. 504, 511, 515); Illinois Swine Brucellosis Eradication Act (Ill. Rev. Stat. 1987, ch. 8, pars. 148f.7, 148i, 148j); and Illinois Pseudorabies Control Act (Ill. Rev. Stat. 8, pars. 805, 807, 807).
- 5) A Complete Description of the Subjects and Issues Involved:

We are updating references to the latest printed version of the Illinois Revised Statutes for ease in locating the document.

Due to the length of time and amount of testing necessary for a state to achieve validated brucellosis-free or Class A/Stage IV or V pseudorabies status, testing for entry into Illinois is not necessary and causes a hardship on the person who is selling swine to Illinois residents. In the case of Class B status, the state must have been in compliance with Class F pseudorabies standards for at least one year before the import testing requirement will be waived. A state may be classified as Class B simply by initiating a pseudorabies program. The one year period will assure that adequate testing for pseudorabies has been conducted in that state.

6) Will this proposed rule replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain incorporations by reference? None that require JCAR approval in accordance with Section 6.02(b) of the Illinois Administrative Procedure Act.

9) Are there any other amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: Rule does not affect units of local governments.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

A public hearing on the proposed amendments will be held on January 10, 1989, at 10:00 a.m., Department of Agriculture, State Fairgrounds, Springfield, Illinois. Persons unable to attend the hearing may present their comments on the proposed rulemaking in writing to the Director, Department of Agriculture, State Fairgrounds, Springfield, Illinois 62794-9281. Mailed comments must be postmarked no later than January 5 so they will be available for consideration at the public hearing. All comments received will be fully considered by the agency and the Advisory Board of Livestock Commissioners.

The public hearing on the proposed rulemaking will run concurrent with a public meeting of the Advisory Board of Livestock Commissioners.

This proposed rulemaking may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, small businesses may present their comments to the Director as outlined above.

(2) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: Nov. 23, 1988

B) Types of small businesses affected: Out-of-state swine producers and veterinarians.

C) Reporting, bookkeeping or other procedures required for compliance: Testing for entry into Illinois is not necessary for swine originating from a validated brucellosis-free area or Class A/Stage IV or V pseudorabies status. In the case of a Class B classification, the state must have been in compliance with Class B pseudorabies standards for at least one year before import testing requirements are waived.

D) Types of professional skills necessary for compliance: Basic management and recordkeeping.

The full text of the Proposed Amendments begins on the next page:

TITLE 8: AGRICULTURE AND ANIMALS
CHAPTER 1: DEPARTMENT OF AGRICULTURE
SUBCHAPTER b: ANIMALS AND ANIMAL PRODUCTS
(EXCEPT MEAT AND POULTRY INSPECTION ACT REGULATIONS)

PART 105
SWINE DISEASE CONTROL AND ERADICATION ACT

- Section 105.5 Definitions
- The definitions for this Part shall be as set forth in the general definitions Section (8 Ill. Adm. Code 20.1). Also, the following definitions shall apply to this Part:
- "Act" means the Illinois Swine Disease Control and Eradication Act (Ill. Rev. Stat. 1987 1985, ch. 8, par. 501 et seq.) as amended by P.A. 85-0165, effective January 1, 1988 and P.A. 85-0171, effective January 1, 1988).
- (Source: Amended at 13 Ill. Reg. _____, effective _____)
- Section 105.10 Swine Entering Illinois for Feeding Purposes Only
- a) Feeder swine may enter Illinois provided they are identified by an ear tag in the right ear showing state of origin and accompanied by a permit from the Division and an official health certificate.
- b) Official health certificate shall:
- 1) Be issued by an accredited veterinarian of the state of origin or a veterinarian in the employ of the United States Department of Agriculture;
 - 2) Be approved by the Animal Health Official of state of origin;
 - 3) Show that the feeder swine are free from visible evidence of any contagious, infectious, or communicable disease or exposure thereto;
 - 4) Show that the feeder swine have not been fed raw garbage and are not from a quarantined herd and/or area;
 - 5) List number and description of the feeder swine and ear tag series or location of ear tag records when pigs originate from cooperative feeder pig sales;

105.5 Definitions

Definitions

Swine Entering Illinois for Feeding Purposes Only

Quarantine of Imported Feeder Swine

Swine Entering Illinois for Breeding Purposes

Pseudorabies (Aujeszky's Disease) in Swine (Repealed)

General Requirements for Qualified Pseudorabies Negative, Controlled Vaccinated and Feeder Swine Pseudorabies Monitored Herds (Repealed)

Requirements for Establishing and Maintaining Qualified Pseudorabies Negative Herds (Repealed)

Requirements for Establishing and Maintaining Controlled Vaccinated Swine Herds (Repealed)

Requirements for Establishing and Maintaining Feeder Swine Pseudorabies Monitored Herds (Repealed)

Official Pseudorabies Test (Repealed)

Pseudorabies Test Requirements for Intrastate Movement (Repealed)

Pseudorabies Testing of Feeder Swine (Repealed)

Feeder Swine (Repealed)

AUTHORITY: Implementing and authorized by the Illinois Swine Disease Control and Eradication Act (Ill. Rev. Stat. 1987 1985, ch. 8, par. 501 et seq.) as amended by P.A. 85-0165, effective January 1, 1988 and P.A. 85-0171, effective January 1, 1988; the Illinois Pseudorabies Control Act (Ill. Rev. Stat. 1987, ch. 8, par. 801 et seq.) and the Illinois Swine Brucellosis Eradication Act (Ill. Rev. Stat. 1987 1985, ch. 8, par. 148f et seq.).

SOURCE: Rules and Regulations Relating to the Illinois Swine Disease Control and Eradication Act, filed February 24, 1975, effective March 6, 1975; 2 Ill. Reg. 24, p. 31, effective June 15, 1978; 2 Ill. Reg. 46, p. 10, effective November 11, 1978; 3 Ill. Reg. 33, p. 341, effective January 1, 1980; 5 Ill. Reg. 3, p. 745, effective January 2, 1981; 5 Ill. Reg. 45, p. 12100, effective October 27, 1981; codified at 5 Ill. Reg. 10461; 5 Ill. Reg. 13619, effective December 4, 1981; amended at 8 Ill. Reg. 5998, effective April 23, 1984; amended at 9 Ill. Reg. 2236, effective February 15, 1985; amended at 9 Ill. Reg. 18435, effective November 19, 1985; amended at 10 Ill. Reg. 9758, effective May 21,

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- 6) Show that the swine originated from a herd in which a representative sample of the breeding herd has been tested and found negative for pseudorabies (8 Ill. Adm. Code 115.80).

c) Permits:

- 1) Permits to import feeder swine shall only be issued to:

A) An Illinois licensed feeder swine dealer;

B) A person importing pigs to feed on his own premises and not for resale other than to slaughter.

- 2) Applicant for permit shall furnish the following information to the Division:

A) Name and address of Illinois destination.

B) Name and address of consignor.

C) Number of swine in shipment.

- 3) Grounds for refusal to issue a permit are:

A) Violation of the Act or any rule of this Part.

B) If a person should be licensed under the Illinois Feeder Swine Dealer Licensing Act (Ill. Rev. Stat. 1987 1985, ch. 111, par. 201 et seq. as amended by P.A. 85-0437, effective January 1, 1988) and his or her license is not in good standing with the Department.

C) Presence of a disease which might endanger the Illinois swine industry.

(Source: Amended at 13 Ill. Reg. _____, effective _____)

Section 105.30 Swine Entering Illinois for Breeding Purposes

- a) Swine for breeding purposes may enter Illinois provided they are accompanied by an official health certificate.
- b) Official health certificate shall:

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- 1) Be issued by an accredited veterinarian of the state of origin or by a veterinarian in the employ of the United States Department of Agriculture;
- 2) Be approved by the Animal Health Official of the state of origin;
- 3) Identify each animal by registration number, ear tag, tattoo, or ear notch approved by the respective breed registry;
- 4) Show the swine are free from visible evidence of contagious, infectious, or communicable diseases;
- 5) Show that the swine have not been fed raw garbage and are not from a quarantined herd and/or area;
- 6) Show any swine more than 4 months of age to be negative to an official test for brucellosis, conducted by an approved laboratory within 30 days prior to entry, OR that the swine originate from a validated brucellosis-free herd, with validate herd number and validation date listed on the health certificate, OR that the swine originate from a validated brucellosis-free area (Brucellosis Eradication Uniform Methods and Rules (July 1, 1986; as approved by the United States Animal Health Association, P.O. Box 28176, Suite 205, 6924 Lakeside Avenue, Richmond, Virginia 23228-0176). Incorporation by reference does not include any amendments or editions beyond the date specified;

- 7) Show any swine to be negative to an official test for pseudorabies conducted by an approved laboratory within 30 days prior to entry OR that the swine originated from a qualified pseudorabies negative herd, with the qualified herd number and qualification date listed on the health certificate, OR that the swine originated from a state that has been classified as Class A or Class B in accordance with the Criteria for Low-Prevalence Pseudorabies Areas (1986; National Pseudorabies Control Board, 6414 Cops Avenue, #116, Madison, Wisconsin 53716) or classified as Stage IV or Stage V under the National Pseudorabies Program Standards as approved by the United States Animal Health Association (P.O. Box 28176, Suite 205, 6924 Lakeside Avenue, Richmond, Virginia 23228-0176). Incorporation by reference

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does not include any amendments or editions beyond the date specified. However, in the case of Class B classification, the pseudorabies program in the state or portion of the state shall have been in compliance with Class B standards for at least one year in order for the import testing requirement to be waived.

(Source: Amended at 13 Ill. Reg. _____, effective _____)

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1) Heading of the Part: Uniform Electric Fuel Adjustment (General Order 211)

2) Code Citation: 83 Ill. Adm. Code 425

3) Section Numbers: Proposed Action:

425.20 Amendment
425.30 Amendment
425.40 Amendment
425.50 Amendment

4) Statutory Authority: Implementing Section 9-220 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 9-220 and 10-101)

5) A Complete Description of the Subjects and Issues Involved:
Part 425 implements Section 9-220 of The Public Utilities Act by establishing a mechanism for the recovery of variable costs of fuel used in the generation of electricity. The proposed amendments are designed to take into account continued volatility in the electric utility fuel market since the inception of the fuel adjustment clause and to coordinate the usage and billing periods.

6) Will these proposed amendments replace an emergency amendment currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Do these proposed amendments contain incorporations by reference? No.

9) Are there any other proposed amendments pending on this Part?
No.

10) Statement of Statewide Policy Objectives: These proposed amendments neither create nor expand any state mandate on units of local government, school districts, or community college districts.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Any person who plans to submit comments should file a notice of intent thereof, within 21 days of the date of this issue of the Illinois Register with:

ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION

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NOTICE OF PROPOSED AMENDMENTS

Chief Clerk
Illinois Commerce Commission
527 East Capitol Avenue
Springfield, Illinois 62706

TITLE 83: PUBLIC UTILITIES DIVISION
CHAPTER I: ILLINOIS COMMERCE COMMISSION
SUBCHAPTER C: ELECTRIC UTILITIES

Comments should be filed with the Chief Clerk within 45 days of the date of this issue of the Illinois Register.

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: November 23, 1988
- B) Types of small businesses affected: These amendments will affect those electric utilities that are also small businesses as defined in the Illinois Administrative Procedure Act.
- C) Reporting, bookkeeping or other procedures required for compliance: Monthly reports.
- D) Types of professional skills necessary for compliance: Managerial skills.

The full text of the Proposed Amendments begins on the next page:

PART 425
UNIFORM ELECTRIC FUEL ADJUSTMENT
+GENERAL ORDER 211+

Section
425.10 Applicability
425.20 Cost Basis
425.30 Fuel Adjustment Formula
425.40 Interpretation
425.50 Administration

AUTHORITY: Implementing Section 9-220 and authorized by Section 10-101 of The Public Utilities Act (Ill. Rev. Stat. 1987, ch. 111 2/3, pars. 9-220 and 10-101).

SOURCE: Adopted at 5 Ill. Reg. 14133, effective December 3, 1981; amended at 7 Ill. Reg. 191, effective December 15, 1982; codified at 7 Ill. Reg. 14505; amended at 9 Ill. Reg. 684, effective January 8, 1985; amended at 11 Ill. Reg. , effective

NOTE: Statutory language is denoted by effective use of upper case letters.

Section 425.20 Cost Basis

Costs passed through the FAC are required to represent ~~either actual historical costs or~~ estimates of actual ~~historical~~ costs to be incurred, with adjustment to actual costs as they become available. The fuel charge passed through the FAC is the total amount of allowable fuel and fuel related charges as identified herein.

(Source: Amended at 11l. Reg. , effective)

Section 425.30 Fuel Adjustment Formula

The fuel adjustment clause shall be of the following form:

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$$FAC = \frac{(CF + CPP - CNS) \times 100}{S} - BFC + Ra + Ro + D$$

where:

FAC = Fuel adjustment charge per KWH. The amount in cents per KWH, rounded to the nearest .001¢, to be charged for each KWH billed during any monthly billing period, in excess of that amount included in Base Fuel Costs. The FAC is subject to refunds or increases due to overcollection or under collection, depending on the results of the automatic reconciliation factor (Ra) and the ordered reconciliation factor (Ro) as defined under Section 425.50; Administration.

CF = Allowable fuel cost associated with company owned generating plants. Fuel cost shall be interpreted to include all fossil and nuclear fuel to be consumed in the utility's own plants or in plants owned by wholly-owned subsidiaries of the utility and/or the utility's share of fossil and nuclear fuel to be consumed in jointly owned or leased plants during the determination period for which the FAC is being determined.

CPP = Allowable energy cost associated with purchased power. Purchased power shall be interpreted to include emergency, contract, and economy purchases. Except for power purchased for economy reasons, only the energy portion of the power to be purchased during the determination period for which the FAC is being determined is to be included. All other associated charges are specifically excluded. The demand charges for power to be purchased for economy reasons are allowable energy cost.

CNS = Fuel costs associated with sales not subject to FAC. Non-jurisdictional sales, including sales for resale; interdepartmental sales; energy furnished without charge; and other sales not subject to FAC. Such fuel costs shall be assumed to be average fuel costs during the determination period for which the FAC is being determined except in the case of fuel costs associated with interchange

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power sales which shall represent the amounts recovered with respect to fuel in such sales, ordinarily the incremental cost of such fuel.

S = KWH's subject to FAC estimated to be delivered to ultimate consumers, during the determination period for which the FAC is being determined, subject to FAC and represented in fuel costs recorded in the billing period.

BFC = Base Fuel Cost in cents/KWH.

Ra = Automatic Reconciliation factor in cents/KWH.

Ro = Ordered Reconciliation factor in cents/KWH.

D = Desulfurization fee in cents/KWH.

(Source: Amended at Ill. Reg. , effective)

Section 425.40 Interpretation

a) Economic dispatch. Economic dispatch means the operation of the electric utility's system, utilizing the source of available power to achieve minimum overall costs, taking into consideration the utility's voltage, frequency, reliability, environmental, safety and service quality requirements, as well as the utility's existing contractual obligations. The utility shall adhere to the principles of economic dispatch unless under unusual circumstances the prudent operation of the utility's system dictates otherwise. If there is a deviation from economic dispatch or any use of less than 100% of the fuel cost of any resource in the dispatch, the deviation shall be fully explained in the initial monthly filing after the facts giving rise to such deviation first occur. Subsequent filings which continue to be affected by facts previously explained need not be accompanied by such explanation.

b) Billing period. The billing period is defined as the period beginning with the first billing cycle of the second month for which the FAC is being determined following the determination period and ending with the last billing cycle thereof.

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e) Determination period. The determination period is defined as a period of two or more consecutive months ending at least one month before the first billing cycle of the billing period.

cd) Allowable fuel and fuel related charges (cf).

- 1) The cost of fuel shall include the direct cost of fuel delivered at the generating plants. The direct fossil fuel costs are limited to costs entered into fuel expense Accounts #501 and #547 which have been cleared upon consumption from Fuel Stock Accounts #151, #152, and #153, or in the case of gas fuel the amount which is charged directly to Accounts #501 or #547. Costs cleared from Fuel Stock Accounts #152 and #153 are specifically excluded. THE COST OF FUEL USED IN THE GENERATION OR PRODUCTION OF ELECTRIC POWER SHALL NOT INCLUDE TRANSPORTATION COSTS OF COAL. (Ill. Rev. Stat. 1985, ch. 111 2/3, par. 36 9-220) (This exclusion includes items 2, 4, and 5 of Fuel Stock Account #151.)

- 2) The cost of nuclear fuel shall be that as expensed in Account #518, including provisions for storage and disposal of spent nuclear fuel including spent fuel disposal fees, except that handling costs for nuclear fuel assemblies or any expense for fossil fuel which has already been included in the costs of fossil fuel, are specifically excluded.

- 3) The consumed fuel costs associated with test generation shall be included in allowable fuel and fuel related charges to the extent they are equal to or less than the average fuel costs of the utility's other units operated during the determination period for which the FAC is being determined. Average fuel costs equal total fuel costs of a utility's generating facilities less the cost of test generation, divided by total net generation less test generation.

- 4) Where the cost of fuel includes fuel and/or transportation costs from company owned or controlled services (in whole or in part), that fact shall be noted and described as part of any filing. Where

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the utility purchases fuel or transportation from a company owned or controlled source, the price of which is subject to the jurisdiction of a regulatory body, such cost shall be deemed to be reasonable and includable in the adjustment clause, if approved by such regulatory body. If the current price, however, is in litigation and is being collected subject to refund, the utility shall so advise the Commission and shall keep a separate account of such amounts paid which are subject to refund, and shall advise the Commission of the final disposition of such matter by the regulatory body having jurisdiction.

- 5) With respect to the price of fuel purchases or transportation services from company or controlled sources pursuant to contracts which are not subject to regulatory authority, the utility company shall file such contracts and amendments thereto annually with the Commission.

- 6) Fuel or transportation charges by affiliated companies which do not appear to be reasonable may result in the suspension of the fuel adjustment clause or cause an investigation thereof to be made by the Commission on its own motion. Any suspension of the fuel adjustment clause may occur if, after a hearing, a finding is made that such charges of a utility are unreasonable.

ed) Allowable Energy Costs Associated with Purchased Power (CPP) represents only the energy cost portion of ~~all purchased~~ power emergency and contract purchases. It represents the energy and demand cost portions of economy purchases. Non-monetary exchanges of power are not included. Sherard Power System, Mt. Carmel Public Utility Co., Cedar Point Light and Power Company and South Beloit Water, Gas and Electric Company are permitted to include in their computation of purchased power cost (CPP) the demand charges associated with such purchases.

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ef) Base Fuel Cost (BFC). The base fuel costs in cents per KWH rounded to the nearest .001¢ included in the energy charges of the utility's rates.

fg) Non-jurisdictional sales. - Fuel costs associated with sales to other privately owned electric utilities under interchange power agreements.

gl) Desulfurization Cost. Payment for professional services, licenses, etc. for the implementation and operation of a process for the desulfurization of the flue gas when burning high sulfur coal at any location within the State of Illinois irrespective of the attainment status designation of such location. If fees are more than 10% of the estimated fuel cost for the month (CF + CPP - CNS) excluding the desulfurization fees, they shall be deferred (Account 186, Miscellaneous Deferred Debits) and amortized at a rate which will permit the charge off of the deferred amount in the shortest time frame, while conforming to the 10% restraint.

(Source: Amended at Ill. Reg. , effective)

Section 425.50 Administration

a) Reporting. Utilities are to report monthly in a format designated by the Commission.

b) Ordered Reconciliation. Costs and revenues associated with the clause shall be subject to an ordered reconciliation factor (Ro) as required by the Commission.

c) Automatic Reconciliation. The automatic reconciliation factor (Ra) will consist of the difference between actual allowable costs incurred and FAC recoveries for each month so identified in the second month prior to the billing month. This difference shall be divided by the kWh's subject to FAC estimated to be delivered to ultimate customers during the billing period.

†) An automatic reconciliation factor (Ra) can only be triggered when the accumulated balance of the over/under recoveries of allowable

costs at the end of the last month of the determination period exceeds ten percent of (CF + CPP - CNS) for the determination period.

2) If so triggered, the automatic reconciliation factor (Ra) shall be equal to ten percent of

$$\frac{(CF + CPP - CNS) \times 100}{5}$$

for the determination period applicable to the billing period in which the factor is to be applied.

(Source: Amended at Ill. Reg. , effective)

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

1) HEADING OF THE PART: Illinois List of Endangered and Threatened Fauna

2) CODE CITATION: 17 Ill. Adm. Code 1010

3) SECTION NUMBERS: PROPOSED ACTION:

1010.25 Amendments
1010.30 Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Section 7 of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1987, ch. 8, par. 337)

5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED: These amendments are being proposed to incorporate changes adopted by the Illinois Endangered Species Protection Board to the Illinois List of Endangered and Threatened Fauna.

6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No

7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE? No

9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART? No

10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.

11) TIME, PLACE, AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:

Jack Price
Lincoln Tower Plaza
524 S. Second Street
Springfield, Illinois 62701-1787

12) INITIAL REGULATORY FLEXIBILITY ANALYSIS: This rule has no impact on small businesses or municipalities.

THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF CONSERVATION
SUBCHAPTER C: ENDANGERED SPECIES

PART 1010

ILLINOIS LIST OF ENDANGERED AND THREATENED FAUNA

Section
1010.10 Official List
1010.20 Definitions
1010.25 Criteria Used For Listing
1010.30 List

AUTHORITY: Implementing and authorized by Section 7 of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1987, ch. 8, par. 337)

SOURCE: Filed December 21, 1977; effective December 31, 1977; codified at 5 Ill. Reg. 10653, amended at 8 Ill. Reg. 13705, effective July 25, 1984; amended at 12 Ill. Reg. _____, effective _____.

Section 1010.25 Criteria Used For Listing

a) A species shall be included on the Official List when one or more of the following criteria exists:

- 1) Species included in the Federal List of Endangered or Threatened species.
 - 2) Species proposed for Federal Endangered or Threatened status which occur in Illinois.
 - 3) Species which formerly were widespread in Illinois but have been nearly extirpated from the State due to habitat destruction, collecting, or other pressures resulting from the development of Illinois.
 - 4) Species which exhibit very restricted geographic ranges of which Illinois is a part.
 - 5) Species which exhibit restricted habitats or low populations in Illinois.
 - 6) Species which are significant disjuncts in Illinois, i.e., the Illinois population is far removed from the rest of the species' range.
- b) A species will be removed from the Official List if it no longer fulfills one or more of the criteria in paragraph-a subsection (a), except for a species that no longer fulfills the criteria because it no longer inhabits Illinois. The determination will be made pursuant to Section 7 of the

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

Endangered Species Protection Act (Ill. Rev. Stat. 19831987, ch. 8, par. 337).

(Source: Amended at 12 Ill. Reg. _____ effective _____)

Section 1010.30 List

a) Endangered Fishes of Illinois ENDANGERED FISHES OF ILLINOIS

<u>Northern Brook Lamprey</u>	<u>Ichthyomyzon fossor</u>
<u>Bigeye chub</u>	<u>Hybopsis amblops</u>
<u>Bluebreast Darter</u>	<u>Etheostoma caeruleum</u>
<u>Pallid Shiner (Chub)</u>	<u>Notropis (Hybopsis) amnis</u>
<u>Pugnose Shiner</u>	<u>Notropis anogenus</u>
<u>Bluehead Shiner</u>	<u>Notropis hubbsi</u>
<u>Weed Shiner</u>	<u>Notropis texanus</u>
<u>Cypress Minnow</u>	<u>Hybognathus hayi</u>
<u>Greater Redhorse</u>	<u>Moxostoma valenciennesi</u>
<u>Northern Madtom</u>	<u>Noturus stigmosus</u>
<u>Western Sand Darter</u>	<u>Ammocrypta clara</u>
<u>Eastern Sand Darter</u>	<u>Ammocrypta pellucida</u>
<u>Bluebreast Darter</u>	<u>Etheostoma caeruleum</u>
<u>Harlequin Darter</u>	<u>Etheostoma histrio</u>
b) <u>Threatened Fishes of Illinois</u> THREATENED FISHES OF ILLINOIS	
<u>Least Brook Lamprey</u>	<u>Lampetra aepyptera</u>
<u>Lake Sturgeon</u>	<u>Acipenser fulvescens</u>
<u>Alligator Gar</u>	<u>Lepisosteus spatula</u>
<u>Cisco</u>	<u>Coregonus artedii</u>

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<u>Lake Whitefish</u>	<u>Coregonus clupeaformis</u>
<u>Longnose Sucker</u>	<u>Catostomus catostomus</u>
<u>Alligator Gar</u>	<u>Lepisosteus spatula</u>
<u>Pugnose Shiner</u>	<u>Notropis anogenus</u>
<u>Bigeye Shiner</u>	<u>Notropis boops</u>
<u>Incolor Shiner</u>	<u>Notropis chalybaeus</u>
<u>Blackchin Shiner</u>	<u>Notropis heterodon</u>
<u>Blacknose Shiner</u>	<u>Notropis heterolepis</u>
<u>River Redhorse</u>	<u>Moxostoma carinatum</u>
<u>Longnose Sucker</u>	<u>Catostomus catostomus</u>
<u>Banded Killifish</u>	<u>Fundulus diaphanus</u>
<u>Spotted Sunfish</u>	<u>Lepomis punctatus</u>
<u>Bantam Sunfish</u>	<u>Lepomis symmetricus</u>
<u>Iowa Darter</u>	<u>Etheostoma exile</u>
<u>Lake Whitefish</u>	<u>Coregonus clupeaformis</u>
<u>Lake Sturgeon</u>	<u>Acipenser fulvescens</u>
c) <u>Endangered Amphibians and Reptiles of Illinois</u> ENDANGERED AMPHIBIANS AND REPTILES OF ILLINOIS	
<u>Silvery Salamander</u>	<u>Ambystoma platineum</u>
<u>Dusky Salamander</u>	<u>Desmognathus fuscus</u>
<u>Silvery Salamander</u>	<u>Ambystoma platineum</u>
<u>Illinois Mud Turtle</u>	<u>Kinosternon flavescens</u>
<u>Spotted Turtle</u>	<u>Clemmys guttata</u>
<u>Slider</u>	<u>Pseudemys concinna X-P. floridana</u>

DEPARTMENT OF CONSERVATION

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Illinois-Mud-Turtle Kinosternon flavescensBroad-banded WatersnakeNerodia fasciataEastern Ribbon SnakeThamnophis sauritusd) Threatened-Amphibians-and-Reptiles-of-Illinois-THREATENED AMPHIBIANS
AND REPTILES OF ILLINOISIllinois Chorus FrogPseudacris streckeriWestern Hog-nosedHog nose SnakeHeterodon nasicusWhipCoachwhip SnakeMasticophis flagellumGreat Plains Rat SnakeElaphe guttataGreen WatersnakeNerodia cyclopione) Endangered-Birds-of-Illinois-ENDANGERED BIRDS OF ILLINOISPied-billed GrebePodilymbus podicepsDouble-crested CormorantPhalacrocorax auritusAmerican BitternBotaurus lentiginosusLeast BitternIcthyophaga exilisGreat EgretCasmerodius albusSnowy EgretEgretta thulaGreat-EgretCasmerodius albusLittle Blue HeronFlorida-Egretta caeruleaAmerican-BitternBotaurus lentiginosusBlack-crowned Night HeronNycticorax nycticoraxOspreyPandion haliaetusMississippi KiteIctinia mississippiensisBald Eagle**Haliaeetus leucocephalus

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

Northern Harrier (Marsh Hawk)Circus cyaneusSharp-shinned HawkAccipiter striatusCooper's HawkAccipiter cooperiiRed-shouldered HawkButeo lineatusSwainson's HawkButeo swainsoniBald-EagleHaliaeetus leucocephalusOspreyPandion haliaetusMarsh-HawkCircus cyaneusPeregrine Falcon**Falco peregrinusGreater Prairie ChickenTympanuchus cupidoYellow RailCoturnicops noveboracensisBlack RailLaterallus jamaicensisPurple GallinulePorphyrio martinicaSandhill CraneGrus canadensisPiping Plover**Charadrius melodusEsquimaux-Eagle**Numenius borealisUpland SandpiperBartramia longicaudaWilson's PhalaropeSteganopus phalaropus tricolorCommon TernSterna hirundoForster's TernSterna forsteriCommon-TernSterna hirundoLeast Tern**Sterna albifronsantillarumBlack TernChlidonias nigerBarn OwlTyto alba

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

Long-eared Owl
 Short-eared Owl
 Brown Creeper
 Bachman's Warbler**
 Bewick's Wren
 Swainson's Warbler
 Bachman's Sparrow
 Clay-colored Sparrow
 Yellow-headed Blackbird
 Bachman's Sparrow
 Threatened-Birds-of-Illinois-THREATENED BIRDS OF ILLINOIS
 Common Gull-in-the-Mooren
 Brown Creeper
 Bewick's Wren
 Veery
 Loggerhead Shrike
 Swainson's Warbler
 Henslow's Sparrow
 Brewer's Blackbird
 Henslow's Sparrow
 g)
 Southeastern Myotis
 Gray Bat**
 Indiana Bat**

Asio otus
 Asio flammeus
 Certhia familiaris
 Vermivora bachmani
 Thryomanes bewickii
 Limnethlypis swainsonii
 Almophila aestivalis
 Spizella pallida
 Xanthocephalus xanthocephalus
 Almophila aestivalis
 Gallinula chloropus
 Certhia americana
 Thryomanes bewickii
 Catharus fuscescens
 Lanius ludovicianus
 Limnethlypis swainsonii
 Ammodramus henslowii
 Euphagus cyanocephalus
 Ammodramus henslowii
 Myotis austroriparius
 Myotis grisescens
 Myotis sodalis

DEPARTMENT OF CONSERVATION

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Rafinesque's Big-eared Bat
 River Otter
 Eastern Wood Rat
 White-tailed Jackrabbit
 Threatened-Mammals-of-Illinois-THREATENED MAMMALS OF ILLINOIS
 River-Otter
 Bobcat
 Golden Mouse
 Rice Rat
 i)
 Endangered-Mammals-Endangered Invertebrate Animals of Illinois
 Snails
 Iowa Pleistocene Snail**
 Mussels
 Spectacle Case
 Slippershell
 Salamander Mussel
 Rabbitsfoot
 White Wartyback Pearly Mussel**
 Orange-footed Pearly Mussel**
 Clubshell
 Rough Pigtoe**
 Kidneyshell
 Fanshell
 Ring Pink
 Plecotus rafinesquii
 Lutra canadensis
 Neotoma floridana
 Lepus townsendii
 Lutra canadensis
 Lynx rufus
 Ochrotomys nuttalli
 Oryzomys palustris
 Discus macclintockii
 Cumberlandia monodonta
 Alasmidonta viridis
 Simpsonaias ambigua
 Quadrula cylindrica
 Plethobasus cicatricosus
 Plethobasus cooperianus
 Pleurobema clava
 Pleurobema plenum
 Ptychobrachyus fasciolaris
 Cyprogenia stegaria
 Obovaria retusa

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<u>Round Hickorynut</u>	<u>Obovaria subrotunda</u>
<u>Scaleshell</u>	<u>Leptodea leptodon</u>
<u>Fat Pocketbook**</u>	<u>Potamilus capax</u>
<u>Purple Lilliput</u>	<u>Toxolasma lividus</u>
<u>Raved Bean</u>	<u>Villosa fabalis</u>
<u>Rainbow</u>	<u>Villosa iris</u>
<u>Little Spectacle Case</u>	<u>Villosa lienosa</u>
<u>Wavy-rayed Lampmussel</u>	<u>Lampsilis fasciola</u>
<u>Higgins' Eye Pearly Mussel**</u>	<u>Lampsilis higginsii</u>
<u>Orange-footed Pearly Mussel**</u>	<u>Plethobasis-cooperianus</u>
<u>Pink Mucket Pearly Mussel**</u>	<u>Lampsilis orbiculata</u>
<u>Rough Pigtoe-Pearly Mussel**</u>	<u>Pleurobema-plenum</u>
<u>Leafshell</u>	<u>Epioblasma flexuosa</u>
<u>Round Combshell</u>	<u>Epioblasma personata</u>
<u>Tennessee Riffleshell</u>	<u>Epioblasma propinqua</u>
<u>White Cat's Paw Pearly Mussel**</u>	<u>Epioblasma obliquata perobliqua</u>
<u>Sampson's Pearly Mussel**</u>	<u>Epioblasma sampsoni</u>
<u>Tubercled-blossom Pearly Mussel**</u>	<u>Epioblasma torulosa torulosa</u>
<u>Snuffbox</u>	<u>Epioblasma triquetra</u>
<u>White-Cat's-Paw Pearly Mussel**</u>	<u>Epioblasma-obliquata-perobliqua</u>
<u>White-Wartyback Pearly Mussel**</u>	<u>Plethobasis-cicatricosus</u>
<u>Fat Pocketbook Pearly Mussel**</u>	<u>Potamilus-capax</u>
<u>Cracking Pearlymussel</u>	<u>Hemistena lata</u>
	<u>Crustaceans</u>

DEPARTMENT OF CONSERVATION

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<u>Amphipod</u>	<u>Crangonyx anomalus</u>
<u>Amphipod</u>	<u>Crangonyx antennatus</u>
<u>Amphipod</u>	<u>Crangonyx packardii</u>
<u>Amphipod</u>	<u>Gammarus acherondytes</u>
<u>Amphipod</u>	<u>Stygobromus iowae</u>
<u>Crayfish</u>	<u>Orconectes indianensis</u>
<u>Crayfish</u>	<u>Orconectes kentuckiensis</u>
<u>Crayfish</u>	<u>Orconectes lancifer</u>
<u>Crayfish</u>	<u>Orconectes placidus</u>
<u>Isopod</u>	<u>Caecidotea leslei</u>
<u>Butterflies</u>	
<u>Aragos Skipper</u>	<u>Atrytone arogos</u>
<u>Endangered-Snails-THREATENED INVERTEBRATE ANIMALS OF ILLINOIS</u>	
<u>Lower Pleistocene Snail**</u>	<u>Diculus-macellintocki</u>
<u>Mussels</u>	
<u>Creek Heelsplitter</u>	<u>Lasmigona compressa</u>
<u>Sheepnose</u>	<u>Plethobasus cyphus</u>
<u>Elephant-ear</u>	<u>Elliptio crassidens</u>
<u>Pondhorn</u>	<u>Unio merus tetralasmus</u>
<u>Crustaceans</u>	
<u>Amphipod</u>	<u>Gammarus bousfieldi</u>
<u>Butterflies</u>	
<u>Cobweb Skipper</u>	<u>Hesperia metea</u>
<u>Ottoo Skipper</u>	<u>Hesperia ottoe</u>

(Source: Amended at 12 Ill. Reg. _____, effective _____)

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

1) HEADING OF THE PART: Illinois List of Endangered and Threatened Flora2) CODE CITATION: 17 Ill. Adm. Code 10503) SECTION NUMBERS: PROPOSED ACTION:

1050.20	Amendments
1050.25	Amendments
1050.30	Amendments
1050.40	Amendments

4) STATUTORY AUTHORITY: Implementing and authorized by Section 7 of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1987, ch. 8, par. 337)5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED: These amendments are being proposed to incorporate changes adopted by the Illinois Endangered Species Protection Board to the Illinois List of Endangered and Threatened Flora.6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE? No9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART? No10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.11) TIME, PLACE, AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:

Jack Price
Lincoln Tower Plaza
524 S. Second Street
Springfield, Illinois 62701-1787

12) INITIAL REGULATORY FLEXIBILITY ANALYSIS: This rule has no impact on small businesses or municipalities.THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION
CHAPTER I: DEPARTMENT OF CONSERVATION
SUBCHAPTER C: ENDANGERED SPECIES

PART 1050

ILLINOIS LIST OF ENDANGERED AND THREATENED FLORA

Section	Official List
1050.10	Definitions
1050.20	Criteria Used For Listing
1050.25	Endangered Flora of Illinois
1050.30	Threatened Flora of Illinois
1050.40	

AUTHORITY: Implementing and authorized by Section 7 of the Illinois Endangered Species Protection Act (Ill. Rev. Stat. 1987, ch. 8, par. 337).SOURCE: Adopted at 4 Ill. Reg. 22, p. 209; effective May 20, 1980 unless otherwise noted; amended at 5 Ill. Reg. 10293, effective September 30, 1981; codified at 6 Ill. Reg. 2593, amended at 8 Ill. Reg. 13713, effective July 25, 1984; amended at 12 Ill. Reg. _____, effective _____.

Section 1050.20 Definitions

To be in compliance with the Federal and State Endangered Species Acts, the following definitions apply:

Federally Endangered Species - Any species which is in danger of extinction throughout all or a significant portion of its range. (Denoted by two asterisks (**) on adopted list.)Federally Threatened Species - Any species which is likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range. (Denoted by one asterisk (*) on adopted list.)State Endangered Species - Any ~~native remnants~~ native remnants and ~~reproduction from those remnant populations of a species~~ reproduction from those remnant populations of a species which is in danger of extinction in the wild in Illinois.State Threatened Species - Any ~~native remnants~~ native remnants and ~~reproduction from those remnant populations of a species~~ reproduction from those remnant populations of a species which is likely to become a state-endangered species in the wild in Illinois within the foreseeable future in Illinois.

(Source: Amended at 12 Ill. Reg. _____, effective _____)

ILLINOIS REGISTER

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

Section 1050.25 Criteria Used For Listing

a) A species shall be included on the Official List when one or more of the following criteria exists:

- 1) Species included in the Federal list of Endangered or Threatened species.
 - 2) Species proposed for Federal Endangered or Threatened status which occur in Illinois.
 - 3) Species which formerly were widespread in Illinois but have been nearly extirpated from the State due to habitat destruction, collecting, or other pressures resulting from the development of Illinois.
 - 4) Species which exhibit very restricted geographic ranges of which Illinois is a part.
 - 5) Species which exhibit restricted habitats or low populations in Illinois.
 - 6) Species which are significant disjuncts in Illinois, i.e., the Illinois population is far removed from the rest of the species' range.
- b) A species will be removed from the Official List if it no longer fulfills one or more of the criteria in paragraph subsection (a), except for a species that no longer fulfills the criteria because it no longer grows in Illinois. The determination will be made pursuant to Section 7 of the Endangered Species Protection Act (Ill. Rev. Stat. 19831987, ch. 8, par. 337).

(Source: Amended at 12 Ill. Reg. _____, effective _____)

Section 1050.30 Endangered Flora of Illinois

SCIENTIFIC NAME	COMMON NAME
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EQUISETACEAE

<u>Equisetum</u> palustre	Marsh Horsetail
<u>Equisetum</u> pratense	Meadow Horsetail
<u>Equisetum</u> scirpoides	Dwarf Scouring Rush

LYCOPODIACEAE

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

<u>Lycopodium</u> clavatum	Running Pine
<u>Lycopodium</u> dendroideum	Ground Pine
<u>Lycopodium</u> inundatum	Bog Clubmoss

OPHIOGLOSSACEAE

<u>Botrychium</u> bitermatum	Southern Grape Fern
<u>Botrychium</u> matricariaefolium	Daisyleaf Grape Fern
<u>Botrychium</u> simplex	Dwarf Grape Fern

POLYPODIACEAE

<u>Asplenium</u> resiliens	Black Spleenwort
<u>Cystopteris</u> laurentiana	Fragile Fern
<u>Dryopteris</u> celsa	Log Fern
<u>Gymnocarpium</u> dryopteris	Oak Fern
<u>Gymnocarpium</u> robertianum	Scented Oak Fern
<u>Thelypteris</u> noveboracensis	New York Fern
<u>Thelypteris</u> phegopteris	Long Beech Fern
<u>Woodsia</u> ilvensis	Rusty Woodsia
<u>Woodwardia</u> virginica	Virginia Chain-Fern

CUPRESSACEAE

<u>Juniperus</u> horizontalis	Trailing Juniper
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PINACEAE

<u>Pinus</u> banksiana	Jack Pine
<u>Pinus</u> echinata	Shortleaf Pine
<u>Pinus</u> resinosa	Red Pine

ALISMATACEAE

ILLINOIS REGISTER

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Echinodorus tenellus

Small Burhead

Sagittaria longirostris

Arrowhead

ARACEAE

Calla palustris

Water Arum

BURMANNIACEAE

Thismia americana

Thismia

COMMELINACEAE

Tradescantia bracteata

Prairie Spiderwort

CYPERACEAE

Carex alata

Winged Sedge

Carex atherodes

Sedge

Carex aurea

Golden Sedge

Carex austrina

Sedge

Carex brunnescensSedge

Carex communis

Sedge

~~Carex crawei~~~~Sedge~~~~Carex cumulata~~~~Sedge~~

Carex decomposita

Sedge

Carex disperma

Sedge

Carex garberi

Sedge

Carex gigantea

Sedge

Carex intumescens

Swollen Sedge

Carex laxiculmis

Sedge

Carex nigromarginata

Sedge

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Carex oligosperma

Sedge

Carex oxylepis

Sedge

Carex pallescens

Sedge

Carex physorhyncha

Sedge

~~Carex plantaginea~~Plantain-leaved ~~Sedge~~

Carex prasina

Sedge

Carex reniformis

Sedge

Carex rostrata

Sedge

Carex striatula

Sedge

Carex styloflexa

Sedge

Carex tonsa

Sedge

Carex trisperma

Sedge

Carex tuckermanniSedge

Carex viridula

Sedge

Carex willdenowiiWilldenow's Sedge

Carex woodii

Sedge

Cyperus lancastrensis

Galingale

~~Eleocharis equisetoides~~~~Knotted-Spikerush~~

Eleocharis olivacea

Spikerush

Eleocharis parvula

Spikerush

Eleocharis pauciflora

Spikerush

Eriophorum virginicum

Rusty Cotton Grass

Eriophorum viridi-carinatum

Tall Cotton Grass

Fimbristylis baldwiniana

Baldwin's Frimbristylis

DEPARTMENT OF CONSERVATION

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

NOTICE OF PROPOSED AMENDMENTS

Fimbristylis vahlii Vahl's Fimbristylis
Fuirena scirpoides Umbrella Grass
Lipocarpus maculata Mottled Lipocarpus
Rhynchospora globularis Grass Beak Rush
Rhynchospora glomerata Beak Rush
Rhynchospora macrostachya Beak-Rush
Scirpus cespitosus Tufted Bulrush
Scirpus hallii Bulrush
Scirpus hattorianus Bulrush
Scirpus microcarpus Bulrush
Scirpus paludosus Alkali Bulrush
Scirpus pedunculatus Bulrush
Scirpus purshianus Weak Bulrush
Scirpus smithii Bulrush
Scirpus torreyi Bulrush
Scirpus verecundus Bulrush
ScirpusScleria reticularis Netted Nut Rush

 GRAMINEAE
Agropyron subsecundum Bearded-Wheat Grass
Amnophila-breviflata Marram Grass
Aristida-necopina Three-awn
Beckmannia-syzigachne American-Slough Grass
Cinna-latifolia Drooping Wood Reed
Glyceria-arkansana Manna Grass

Glyceria-borealis Northern Manna Grass
Glyceria-canadensis Rattlesnake Grass
Gymnopogon-ambiguus Beard Grass
Leptochloa-panicoides Salt Meadow Grass
Panicum-boreale Northern Panic Grass
Panicum-columbianum Hemlock Panic Grass
Panicum-hians Panic Grass
Panicum-jooii Panic Grass
Panicum-longifolium Long-leaved Panic Grass
Panicum-mattamuskeetense Panic Grass
Panicum-nitidum Panic Grass
Panicum-ravenelii Panic Grass
Panicum-stipitatum Panic Grass
Panicum-yadkinense Panic Grass
Paspalum-bushtii Hairy Beak Grass
Paspalum-dissectum Beak Grass
Paspalum-lentiferum Beak Grass
Poa-alsodes Grove Bluegrass
Poa-autumnalis Bluegrass
Poa-languida Weak Bluegrass
Poa-wolfii Wolf's Bluegrass
Puccinellia-pallida Grass
Schizachne-purpureascens False-Melic Grass

IRIDACEAE

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Sisyrinchium atlanticum Eastern Blue-eyed Grass
Sisyrinchium montanum Mountain Blue-eyed Grass

JUNCACEAE

Juncus alpinus Richardson's Rush
Juncus vaseyi Vasey's Rush
Luzula acuminata Hairy Woodrush

JUNCAGINACEAE

Scheuchzeria palustris Arrow Grass
Triglochin maritima Common Bog Arrow Grass
Triglochin palustris Slender Bog Arrow Grass

LILIACEAE

Camassia angusta Wild Hyacinth
Erythronium mesochoreum White Dog-tooth Violet
Lilium superbum Turk's Cap Lily
Medeola virginiana Indian Cucumber Root
Polygonatum pubescens Downy-Solomon's-Seal
Trillium cernuum Nodding Trillium
Trillium cuneatum Trillium
Trillium erectum Ill-scented Trillium
Zigadenus glaucus White Camass

MARANTACEAE

Thalia dealbata Powdery Thalia

ORCHIDACEAE

Cypripedium acaule ~~Moccasin~~ Moccasin Flower
Cypripedium calceolus

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var. parviflorum Small Yellow Lady's Slipper

Cypripedium candidum White Lady's Slipper

Cypripedium reginae Showy Lady's Slipper

Habenaria ciliaris Orange Fringed Orchid

Habenaria clavellata Wood Orchid

Habenaria flava var. *flava* Tubercled Orchid

~~*Habenaria hookeri*~~ *Hooker's Orchid*

Habenaria leucophaea Prairie White Fringed Orchid

Habenaria psycodes Purple Fringed Orchid

Hexaletris spicata Crested Coralroot Orchid

*Isotria medeoloides*** Small Whorled Pogonia

Isotria verticillata Whorled Pogonia

Pogonia ophioglossoides Snake-mouth

Spiranthes lucida Yellow-lipped Ladies' Tresses

Spiranthes romanzoffiana Hooded Ladies' Tresses

Spiranthes vernalis Spring Ladies' Tresses

POACEAE

Agropyron subsecundum Bearded Wheat Grass
Ammophila breviligulata Marram Grass
Beckmannia syzigachne American Slough Grass
Glyceria arkansana Manna Grass
Glyceria borealis Northern Manna Grass
Glyceria canadensis Rattlesnake Grass
Gymnopogon ambiguus Beard Grass

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Leptochloa panicoidesSalt Meadow GrassMilium effusumMillet GrassPanicum borealeNorthern Panic GrassPanicum columbianumHemlock Panic GrassPanicum jooriiPanic GrassPanicum longifoliumLong-leaved Panic GrassPanicum nitidumPanic GrassPanicum raveneliiPanic GrassPanicum stipitatumPanic GrassPanicum yadkinensePanic GrassPaspalum bushiiHairy Bead GrassPaspalum dissectumBead GrassPoa alsodesGrove BluegrassPoa autumnalisBluegrassPoa languidaWeak BluegrassPoa wolfiiWolf's BluegrassPuccinellia pallidaGrassSchizachne purpurascensFalse Melic Grass

PONTEDERIAACEAE

Heteranthera reniformisMud Plantain

POTAMOGETONACEAE

Potamogeton gramineusGrass-leaved PondweedPotamogeton praelongusWhite-stemmed PondweedPotamogeton pulcherSpotted PondweedPotamogeton robbinsiiPern PondweedPotamogeton strictifoliusStiff PondweedPotamogeton vaseyiVasey's Pondweed

SPARGANIACEAE

Sparganium americanumAmerican BurreedSparganium chlorocarpumGreen-fruited Burreed

ACANTHACEAE

Justicia ovataWater Willow

ADOXACEAE

Adoxa moschatellinaMoschatel

AMARANTHACEAE

Iresine rhizomatosaBloodleaf

APIACEAE

Conioselinum chinenseHemlock ParsleyCynosciadium digitatumCynosciumDaucus pusillusSmall Wild CarrotEryngium prostratumEryngoHydrocotyle ranunculoidesWater-pennywortPtilimnium costatumMock Bishop's WeedPtilimnium nuttalliiMock Bishop's Weed

ARALIACEAE

Aralia hispidaBristly-Sarsaparilla

ARISTOLOCHACEAE

Aristolochia serpentaria
var. hastataVirginia-Snakeroot

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ASCLEPIADACEAE

- Asclepias lanuginosa
Asclepias meadii*
Asclepias ovalifolia
Matelea decipiens
Woolly Milkweed
Mead's Milkweed
Oval Milkweed
Climbing Milkweed

ASTERACEAE

- Bidens beckii
Eupatorium incarnatum
Helianthus giganteus
Hymenoxys acaulis var. glabra*
Lactuca hirsuta
Lactuca ludoviciana
Melanthera nivea
Microseris cuspidata
Rudbeckia missouriensis
Silphium trifoliatum
Solidago arguta (sensu lato:
incl. S. strigosa & S. bootii)
Water Marigold
Thoroughwort
Tall Sunflower
Lakeside Daisy
Wild Lettuce
Western Wild Lettuce
White Melanthera
Prairie Dandelion
Missouri Orange Coneflower
Rosinweed
Goldenrod

BERBERIDACEAE

- Berberis canadensis

BETULACEAE

- Alnus rugosa
Betula ~~lutea~~alleganiensis
Betula populifolia
Allegheny Barberry
Speckled Alder
Yellow Birch
Gray Birch

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BORAGINACEAE

- Hackelia americana
Heliotropium tenellum
Oenothera ~~lutea~~ - mollis
Stickseed
Slender Heliotrope
Marbleseed

BRASSICACEAE

- Cardamine pratensis var. palustris
Draba cuneifolia
Lesquerella ludoviciana
Rorippa islandica subsp. hispida
Rorippa truncata
Cuckoo Flower
Whitlow Grass
Silvery Bladderpod
Hairy Marsh Yellow Cress
Yellow Cress

CACTACEAE

- Opuntia fragilis

CAPPARIDACEAE

- Polanisia jamesii

CAPRIFOLIACEAE

- Lonicera dioica var. glaucescens
Viburnum molle
Red Honeysuckle
Arrowwood

CARYOPHYLLACEAE

- Silene regia
Stellaria pubera
Royal Catchfly
Great Chickweed

CISTACEAE

- Hudsonia tomentosa
Lechea intermedia
False Heather
Pinweed

CLUSIACEAE

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Hypericum adpressumHypericum borealeHypericum densiflorumHypericum kalmianumTriadenum virginicum

COMPOSITAE

Bidens beckiiCirsium carolinianumEupatorium incarnatumGnaphalium macouniiHelianthus giganteusHymenoxys acaulis - var. glabraLactuca hirsutaLactuca ludovicianaMelanthera niveaMicroseris cuspidataRudbeckia missouriensisSolidago arguta - (sensu lato)
incl. S. strigosa & S. boothiiSolidago remota

CORNACEAE

Cornus canadensis

CORYLACEAE

Corylus cornutaShore St. John's WortNorthern St. John's WortSt. John's WortKalm's St. John's WortMarsh St. John's WortWater MarigoldCarolina ThistleThoroughwortClammy-GudweedTall-SunflowerLakeside DaisyWild LettuceWestern-Wild LettuceWhite MelantheraPrairie-BandelionMissouri-Orange-ConeflowerGoldenrodGoldenrodBunchberryBeaked Hazelnut ERUGIFERAE

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Cardamine pratensis - var. palustris Cuckoo-FlowerDraba cuneifolia Whitlow-GrassLesquerella ludoviciana Silvery-BladderpodRorippa islandica subsp. hispida Hairy-Marsh Yellow-GrassRorippa truncata Yellow-Grass

CUCURBITACEAE

Melothria pendula Squirting-Cucumber

DROSERACEAE

Drosera rotundifolia Round-leaved Sundew

ELAEAGNACEAE

Shepherdia canadensis Buffaloberry

ERICACEAE

Arctostaphylos uva-ursi BearberryGaultheria procumbens WintergreenVaccinium corymbosum Highbush BlueberryVaccinium macrocarpon Large CranberryVaccinium oxycoccos Small CranberryVaccinium stamineum Deerberry

EUPHORBIACEAE

Chamaesyce polygonifolia Seaside SpurgeEuphorbia spathulata Spurge

FABACEAE

Amorpha nitens Smooth False IndigoApocynum priceana Price's GroundnutAstragalus crassicaulis

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var. trichocalyxLarge Ground Plum

Phacelia gilioides

Phacelia

Astragalus tennesseensisTennessee Milk Vetch

JUGLANDACEAE

Cladrastis luteaYellowwood

Carya pallida

Pale Hickory

Dioclea multifloraBoykin's Dioclea

LABIATAE/LAMIACEAE

Lathyrus maritimusBeach Pea

Lycopus-amplectens

Sessile-Water Horehound

Lespedeza leptostachya*Prairie Bush Clover

Physostegia-intermedia

False-Dragonhead

Petalostemum foliosumLeafy Prairie Clover

Pycnanthemum albescens

White Mountain Mint

Trifolium reflexumBuffalo Clover

Pycnanthemum torrei

Mountain Mint

FAGACEAE

American Chestnut

Hedge-Nettle

Castanea dentata

Nuttall's Oak

Hairy Synandra

Quercus nuttallii

LEGUMINOSAE

GENTIANACEAE

Amorpha-nitens

Smooth False Indigo

Bartonia paniculata

Screwstem

Price's Groundnut

Sabatia campestris

Prairie Rose Gentian

Astragalus-tennesseensis

Tennessee-Milk Vetch

GERANIACEAE

Baptisia-tinctoria

Yellow-Wild Indigo

Geranium bicknellii

Northern Cranesbill

Yellowwood

GUTTFERAE

Dioclea-multiflora

Boykin's-Dioclea

Hypericum-adpressum

Shore-St.-John's Wort

Beach Pea

Hypericum-boreale

Northern-St.-John's Wort

Prairie-Bush Clover

Hypericum-densiflorum

St.-John's Wort

Lepedeza-leptostachya

Leafy Prairie Clover

Hypericum-kalmianum

Kalm's-St.-John's Wort

Buffalo Clover

Triadenum-virginicum

Marsh-St.-John's Wort

LENTIBULARIACEAE

HYDROPHYLLACEAE

Utricularia cornuta

Horned Bladderwort

Hydrolea uniflora

One-flowered Hydrolea

Utricularia intermedia

Flat-leaved Bladderwort

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Utricularia minor

Small Bladderwort

MALVACEAE

Iliamna remota

Kankakee Mallow

Sphaeralcea angusta

Globe Mallow

MYRICACEAE

Comptonia peregrina

Sweetfern

NYCTAGINACEAE

Mirabilis hirsutaHairy Umbrella-wort

ONAGRACEAE

Circaea alpina

Small Enchanter's Nightshade

Oenothera perennis

Small Sundrops

OROBANCHACEAE

Orobancha fasciculata

Clustered Broomrape

Orobancha ludoviciana

Broomrape

OXALIDACEAE

Oxalis grandisLarge Wood SorrelOxalis illinoensisIllinois Wood Sorrel

PAPAVERACEAE

Corydalis aurea

Golden Corydalis

Corydalis halei

Hale's Corydalis

Corydalis sempervirens

Pink Corydalis

PLANTAGINACEAE

Plantago cordata

Heart-leaved Plantain

Plantago heterophylla

Small Plantain

POLEMONIACEAE

~~Phlox careolina~~ subsp. ~~angusta~~~~Phlox~~

Phlox pilosa subsp. sangamonensis

Sangamon Phlox

POLYGALACEAE

Polygala incarnata

Pink Milkwort

POLYGONACEAE

Polygonum arifolium

Halbred-leaved Tearthumb

Polygonum careyi

Carey's Heartsease

Polygonum longistylumbicorne

Smartweed

Rumex hastatulus

Sour Dock

PORTULACACEAE

Talinum calycinum

Fameflower

PRIMULACEAE

Bedecktheon-anethystinum

Jeweled-Shooting-Star

Lysimachia fraseri

Loosestrife

Lysimachia radicans

Creeping Loosestrife

Primula mistassinica

Bird's-eye Primrose

PYROLACEAE

Chimaphila maculata

Spotted Wintergreen

Chimaphila umbellata

Pipsissewa

Pyrola americana

Round-leaved Shinleaf

~~Pyrola secunda~~~~One-sided Pyrola~~

RANUNCULACEAE

Cimicifuga americanaAmerican Bugbane

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Cimicifuga racemosa	False Bugbane
Clematis crispa	Blue Jasmine
Clematis occidentalis	<u>Mountain Clematis</u>
Clematis viorna	Leatherflower
Ranunculus-ambiguus	Spearwort
Ranunculus cymbalaria	Seaside Crowfoot
RHAMNACEAE	
Berchemia scandens	Supple-jack
Ceanothus ovatus	Redroot
Rhamnus alnifolia	Alder Buckthorn
ROSACEAE	
Amelanchier interior	Shadbush
<u>Amelanchier sanguinea</u>	<u>Shadbush</u>
<u>Geum rivale</u>	<u>Purple-Avens</u>
Malus angustifolia	Narrow-leaved Crabapple
Potentilla millegrana	Cinquefoil
<u>Rosa acicularis</u>	<u>Rose</u>
Rubus enslenii	Arching Dewberry
Rubus odoratus	Purple-flowering Raspberry
<u>Rubus pubescens</u>	<u>Dwarf Raspberry</u>
Rubus setosus	Bristly Blackberry
Sanguisorba canadensis	American Burnet
Sorbus americana	American Mountain Ash
Waldsteinia fragarioides	Barren Strawberry

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RUBIACEAE	
Galium virgatum	Dwarf Bedstraw
SALICACEAE	
Populus balsamifera	Balsam Poplar
Salix serissima	Autumn Willow
Salix syrticola	Dune Willow
SAPOTACEAE	
Bumelia lanuginosa	Wooly Buckthorn
SARRACENIACEAE	
Sarracenia purpurea	Pitcher Plant
SAXIFRAGACEAE	
<u>Phladellus-pubescens</u>	<u>Mock-Orange</u>
Ribes hirtellum	Northern Gooseberry
Saxifraga virginensis	Early Saxifrage
SCROPHULARIACEAE	
<u>Bacopa-acuminata</u>	<u>Water Hyssop</u>
Castilleja sessiliflora	Downy Yellow Painted Cup
<u>Collinsia violacea</u>	<u>Violet Collinsia</u>
Melampyrum lineare	Cow Wheat
Mimulus glabratus	Yellow Monkey Flower
<u>Penstemon brevisepalus</u>	<u>Short-sepaed Beard Tongue</u>
Penstemon grandiflorus	Large-flowered Beard Tongue
Veronica americana	American Brooklime
STYRACACEAE	

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Halesia carolina Silverbell Tree
 Styrax grandifolia Bigleaf Snowbell Bush
 TILIACEAE
 Tilia heterophylla White Basswood
 ULMACEAE

ULMACEAE

Planera aquatica Water Elm

Ulmus thomasii Rock Elm

UMBELLIFERAE

Conioselinum chinense Hemlock Parsley
 Gynostadium digitatum Gynostadium
 Daucus pusillus Small Wild Garrot
 Eryngium prostratum Eryngo
 Hydrocotyle ranunculoides Water-pennywort
 Ptilimnium costatum Mock-Bishop's-Weed
 Ptilimnium nuttallii Mock-Bishop's-Weed

URTICACEAE

Urtica chamaedyoides Nettle

VALERIANACEAE

Valeriana uliginosa Marsh Valerian
 Valerianella chenopodiifolia Corn Salad
 Valerianella intermedia Corn Salad
 Valerianella umbilicata Corn Salad
 Valeriana uliginosa Marsh Valerian

VIOLACEAE

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Viola canadensis Canada Violet
 Viola incognita Hairy White Violet
 Viola prunifolia Primrose Violet
 Viola viarum Plains Violet

(Source: Amended at 12 Ill. Reg. _____, effective _____)

Section 1050.40 Threatened Flora of Illinois

SCIENTIFIC NAME COMMON NAME

OPHIOGLOSSACEAE

Botrychium multifidum Northern Grape Fern

POLYPODIACEAE

Asplenium bradleyi Bradley's Spleenwort
 Asplenium resiliens Black Spleenwort
 Dennstaedtia punctilobula Hay-scented Fern

CUPRESSACEAE

Juniperus communis Ground Juniper
 Thuja occidentalis Arbor Vitae

PINACEAE

Larix laricina Tamarack

CYPERACEAE

Carex crawei Sedge
 Gladium mariscoides Twig-Rush
 Cyperus grayioides Umbrella Sedge (Galingale)
 Eleocharis rostellata Spike Rush

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Rhynchospora alba

Scirpus polyphyllus

GRAMINEAE

Oryzopsis racemosa

IRIDACEAE

Iris fulva

LILIACEAE

Stenanthium gramineum

Tofieldia glutinosa

Trillium viride

Veratrum woodii

ORCHIDACEAE

Calopogon tuberosus

Corallorhiza maculata

Habenaria flava var. herbiola

POACEAE

Oryzopsis racemosa

ARALIACEAE

Panax quinquefolius

ARISTOLOCHIACEAE

Aristolochia serpentaria var. hastata

ASCLEPIADACEAE

Asclepias stenophylla

Matelea obliqua

Beaked Rush

Bulrush

Rice-Grass

Swamp Red Iris

Grass-leaved Lily

False Asphodel

Green Trillium

False Hellebore

Grass Pink Orchid

Spotted Corral-root Orchid

Tuber-cled Orchid

Rice Grass

Ginseng

Virginia Snakeroot

Narrow-leaved Green Milkweed

Climbing Milkweed

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ASTERACEAE

Artemisia dracunculusAster furcatusAster schreberiAster undulatusBoltonia decurrensCirsium carolinianumCirsium pitcheri*Helianthus angustifoliusLiatris scariosa var. nieuwlandiiSolidago sciaphila

BRASSICACEAE

Cakile edentula

CAPPARIDACEAE

Peganista jamesii

CAPRIFOLIACEAE

Lonicera flavaSambucus pubens

CARYOPHYLLACEAE

Arenaria patula

CELASTRACEAE

Euonymus americanus

COMPOSITAE

Artemisia dracunculusFalse TarragonForked AsterSchreber's AsterAsterFalse AsterCarolina ThistlePitcher's (Dune) ThistleNarrow-leaved SunflowerBlazing StarCliff GoldenrodSea RocketJame's-GlammyweedYellow HoneysuckleRed-betried ElderSlender SandwortStrawberry BushFalse-Tarragon

Aster-schreberi Schreber's Aster
Aster-undulatus Aster
Helianthus angustifolius Narrow-leaved-Sunflower
Solidago-sciaphila Cliff-Goldenrod
CONVOLVULACEAE
Stylisma pickeringii Patterson Bindweed
ERUGIFERAE
Gakile-edentula Sea-Rocket
DROSERACEAE
Drosera intermedia Narrow-leaved Sundew
ERICACEAE
Chaenaedaphne calyculata Leatherleaf
FABACEAE
Lathyrus ochroleucus Pale Vetchling
FAGACEAE
Quercus phellos Willow Oak
Quercus prinus Rock Chestnut Oak
LABIAFAELAMIACEAE
Salvia azurea subsp. pitcheri Blue Sage
LEGUMINOSAE
Lathyrus ochroleucus Pale Vetchling
LILIACEAE
Polygonatum pubescens Downy Solomon's Seal
ONAGRACEAE

Epilobium strictum Downy Willow Herb
PAPAVERACEAE
Corydalis curvisiliqua
var. grandibracteata Corydalis
PRIMULACEAE
Trientalis borealis Star-flower
RANUNCULACEAE
Hydrastis canadensis Golden-Seal
Ranunculus rhomboideus Prairie Buttercup
ROSACEAE
Filipendula rubra Queen-of-the-Prairie
Rubus pubescens Dwarf Raspberry
RUBIACEAE
Galium labradoricum Bog Bedstraw
SAXIFRAGACEAE
Sullivantia renifolia Sullivantia
SCROPHULARIACEAE
Veronica scutellata Marsh Speedwell
STYRACACEAE
Styrax americana Storax
SIMMAGEAE
Planera-aquatica Water Elm
VIOLACEAE
Viola conspersa Dog Violet
(Sources: Amended at 12 Ill. Reg. _____, effective _____)

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DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

- 1) HEADING OF THE PART: Public Use of State Parks and Other Properties of the Department of Conservation

- 2) CODE CITATION: 17 Ill. Adm. Code 110

- 3) SECTION NUMBERS:

110.30
110.45
110.60
110.70
110.90
110.120
110.150
110.180

PROPOSED ACTION:

Amendments
Amendments
Amendments
Amendments
Amendments
Amendments
Amendments

- 4) STATUTORY AUTHORITY: Implementing and authorized by Section 8 of "AN ACT in relation to State forests, operation of forest tree nurseries, and providing penalties in connection therewith", (Ill. Rev. Stat. 1987, ch. 96½, par. 5911); and by Sections 1, 1a, 4, and 6 and of "AN ACT in relation to the acquisition, control, maintenance, improvement and protection of State parks and nature preserves", approved June 26, 1925, as amended (Ill. Rev. Stat. 1987, ch. 105, pars. 465, 465a, 466, 468, 468b, and 468k); and by Sections 63a, 6311, 63a15, 63a18, and 63a28 of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, pars. 63a, 63a11, 63a15, 63a18, and 63a28).

- 5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED: These proposed amendments have been promulgated to reflect changes made in this Part requiring Department permits for horse-drawn conveyances, explosives, water withdrawal, loud speakers and SCUBA divers on DOC properties. Language has also been added prohibiting these activities without permission and prohibiting fires at areas where bans on open fires are posted and prohibiting firewood collection in areas posted to prohibit such.

- 6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No

- 7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No

- 8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE? No

- 9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART? No

- 10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.

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- 11) TIME, PLACE, AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:

Jack Price
Lincoln Tower Plaza
524 S. Second Street
Springfield, Illinois 62701-1787

- 12) INITIAL REGULATORY FLEXIBILITY ANALYSIS: This rule has no impact on small businesses or municipalities.

THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

DEPARTMENT OF CONSERVATION

NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION
CHAPTER 1: DEPARTMENT OF CONSERVATION
SUBCHAPTER a: LANDS AND HISTORIC SITES

PART 110

PUBLIC USE OF STATE PARKS AND OTHER PROPERTIES OF THE
DEPARTMENT OF CONSERVATION

Section	
110.5	Unlawful Activities
110.20	Alcoholic Beverages - Possession, Consumption, Influence
110.30	Animals - Pets, Dogs, Cats - Noisy, Vicious, Dangerous Animals - Horses
	- Livestock - Animal Waste
110.40	Boats and Other Watercraft
110.45	Abandoned Watercraft
110.50	Capacity of Areas - Usage Limitation
110.60	Camping - Campfires
110.70	Destruction of Property - Flora - Fauna - Man-Made and Inanimate Natural
	Objects - Collection of Artifacts
110.90	Group Activity
110.100	Littering
110.110	Prohibited Fishing Areas - Cleaning of Fish
110.120	Restricted Areas - Metal Detection Devices
110.140	Soliciting/Advertising/Renting/Selling
110.150	Swimming/Wading/Divine
110.160	Vehicles - Operation on Roadway - Speed - Parking - Weight Limit
110.170	Weapons and Firearms - Display and Use
110.180	Violation of Rule

AUTHORITY: Implementing and authorized by Section 8 of "AN ACT in relation to State forests, operation of forest tree nurseries, and providing penalties in connection therewith", (Ill. Rev. Stat. 1987, ch. 96½, par. 5911); and by Sections 1, 1a, 4, and 6 and of "AN ACT in relation to the acquisition, control, maintenance, improvement and protection of State parks and nature preserves", approved June 26, 1925, as amended (Ill. Rev. Stat. 1987, ch. 105, pars. 465, 466, 468, 468b, and 468k); and by Sections 63a, 6311, 63a15, 63a18, and 63a28 of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, pars. 63a, 63a11, 63a15, 63a18, and 63a28).

SOURCE: Adopted at 4 Ill. Reg. 11, p. 59, effective March 4, 1980; emergency amendment at 5 Ill. Reg. 8933, effective August 25, 1981 for a maximum of 150 days; codified at 5 Ill. Reg. 10621, amended at 6 Ill. Reg. 7401, effective June 11, 1982; amended at 8 Ill. Reg. 9967, effective June 19, 1984; amended at 10 Ill. Reg. 9797, effective May 21, 1986; amended at 10 Ill. Reg. 13256, effective July 25, 1986; amended at 12 Ill. Reg. _____, effective _____.

Section 110.30 Animals - Pets, Dogs, Cats - Noisy, Vicious, Dangerous Animals - Horses
- Livestock - Animal Waste

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a) For any person to allow an unleashed dog, cat, or other domesticated animal on any area and further for any person to allow any dog, cat or other domesticated animal in any area, on a leash longer than 10 feet, except that:

- 1) unleashed hunting dogs are allowed during the hunting season for waterfowl and upland game including squirrel and dove on any Department areas open to hunting and so posted
- 2) at field trials unleashed dogs are allowed at sites designated by the Department in accordance with 17 Ill. Adm. Code 910
- 3) unleashed hunting dogs are allowed by individual permit for dog training at sites designated by the Department in accordance with 17 Ill. Adm. Code 950

b) For any leashed animal to be left unattended and not under the specific physical control of the owner or person designated by the owner. The owner or person designated by the owner for dogs or other animals must have proof that their animal has a current rabies inoculation certificate or a valid license.

c) For any person to keep a noisy, or vicious, or dangerous dog or animal, or one which is disturbing to other persons, on Department of Conservation controlled properties, and to remain therein after being asked by the Site Superintendent or assigned employee to leave.

d) For any person to ride or lead any horse in any area, other than designated bridle paths or equestrian areas, except that horses are permitted in any designated area at field trials-and special events, and horse drawn conveyances authorized by permit by the Department of Conservation. Horse patrols of the Division of Law Enforcement or site employees of the Department in the performance of their duties are not excluded from any area under the control of the Department.

e) For any person to allow livestock to roam or graze on any Department-controlled lands except when authorized by proper lease, license or written agreement approved by the Illinois Department of Conservation in accordance with 17 Ill. Adm. Code 150.

f) For any person responsible for an animal in a campground or day use area not to dispose of his animal's waste excrement directly into a Department garbage container with a tight fitting lid or have the excrement put into a closed water tight bag or water tight container with the lid closed and placed into a Department trash container.

g) For any person to allow a dog, cat, or other domesticated animal on any area designated as "NO PETS". Such designation will be reserved for beach areas, concession areas, and certain areas within campgrounds and

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picnic areas where there are concentrations of large numbers of people or the presence of food or children.

(Source: Amended at 12 Ill. Reg. _____, effective _____)

Section 110.45 Abandoned Watercraft

It shall be unlawful for any person to abandon a watercraft on property owned, leased or managed by the Illinois Department of Conservation.

- a) Abandoned watercraft is defined as a watercraft left unattended for a single period longer than six hours on Department-managed land or water at an area which is not authorized for boat docking.
- b) The Department shall have the power to remove any abandoned watercraft and store said watercraft until claimed by the owner and fees of \$15.00 for removal and \$5.00 for each day's storage are paid. The fees paid for removal and storage are separate from any criminal penalty and do not affect criminal prosecution.

c) Violation of this Part shall be a Class-B misdemeanor.

(Source: Amended at 12 Ill. Reg. _____, effective _____)

Section 110.60 Camping -- Campfires

- a) For any person to use a tent or trailer, or any other type of camping device except in designated camping areas, and persons camping in such designated areas shall obtain a camping authorization slip from authorized site personnel as provided by 17 Ill. Adm. Code 130.
- b) For any person to build any fire in any area except in campstoves provided by the Department of Conservation or in charcoal or other types of metal grills which are furnished by the visitor at a specific campfire site designated or where bans on open fires are posted by the Department of Conservation.

c) For any person to possess or discharge any type of fireworks or other explosive devices including but not limited to model rockets, or aerial displays without a written permit issued by the Department.

(Source: Amended at 12 Ill. Reg. _____, effective _____)

Section 110.70 Destruction of Property - Flora - Fauna - Man-Made and Inanimate Natural Objects - Collection of Artifacts

- a) For any person to injure or remove any animal, plant or part thereof, or attempt to disturb any agricultural crop, except as otherwise provided by

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permit, law, regulation, or by Department program activity under the direct supervision of an authorized employee.

- b) For any person to remove, take, mutilate, deface or destroy any natural or man-made property, equipment, improvement, sign or building, except as otherwise provided by permit, law, regulation, or by Department program activity under the direct supervision of an authorized employee.

c) For any person to collect or take artifacts and/or mutilate, destroy, deface or excavate any archaeological site except as provided by permit according to 17 Ill. Adm. Code 370.

d) For any person to withdraw or pump water from any Department controlled lake, canal, wetland, river or stream except as authorized by Department permit.

(Source: Amended at 12 Ill. Reg. _____, effective _____)

Section 110.90 Group Activity

For groups of more than 25 persons to use Department of Conservation facilities unless written permission is obtained in advance from the Site's Superintendent. Further, for groups of persons under the age of 18, it is suggested that at least one adult accompany no more than 15 of these minor individuals.

(Source: Amended at 12 Ill. Reg. _____, effective _____)

Section 110.120 Restricted Areas

- a) For any person to enter or remain in any area when such area has, in whole or in part, been closed to use by visitors. Site Superintendents and Law Enforcement Officers of the Department of Conservation, as well as other peace officers, are authorized to prohibit the use of such closed areas, and it shall be unlawful for any person to disobey the rules and regulations posted relative to such closed area.

b) For any person to enter or remain on any portion of a dedicated nature preserve area where posted rules and regulations prohibit such entry to protect the natural fauna or flora within such area.

c) For any person to operate a metal or mineral detection device, except that person may use hand carried devices on Department of Conservation properties that are not classified or zoned as State Historical, Archaeological, or Nature Preserve sites. In addition, persons must obtain a permit from the Department through the Site Superintendent, in advance, indicating the location where these devices shall be used. Further, only a small pen knife, ice-pick or screwdriver shall be used by permittee to recover any find in the area designated. After completing detection

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activity, the permittee must return the work area to its original state. No shovels, picks or trenching devices of any size shall be used.

- d) For any person to collect firewood or operate a chain saw or sound amplification system which would draw on the site's electrical system in any area which has been closed or posted to prohibit such use. Site Superintendents of the Department of Conservation shall prohibit such use in any area that does not allow the collecting of firewood, has experienced illegal cutting of timber or at which the noise will disturb other site users.

- e) For any person to use electronic or electrical speakers at a volume which emits sound beyond the immediate camp or picnic site except as authorized by Department permit.

(Source: Amended at 12 Ill. Reg. _____, effective _____)

Section 110.150 Swimming/Wading/Diving

For any person to swim, wade or bodily enter into the water at any location. The exception to this rule include only the following:

- a) areas designated by posting as allowing swimming. Where lifeguards are not posted, no person under 17 years of age may swim or be on the beach without supervision of a parent, guardian, or responsible adult present, or
- b) areas where a Department employed lifeguard is on duty, or
- c) areas posted for other uses such as waterfowl hunters, water skiers, wading anglers, or scuba divers.

- d) areas authorized for Scuba diving. Scuba divers must have in their possession valid permits issued by the Department.

(Source: Amended at 12 Ill. Reg. _____, effective _____)

Section 110.180 Violation of Rule

- a) Any person who violates any provision of this rule (Section 110.10 through Section 110.170) shall be guilty of a Class B Misdemeanor.

- b) Any person who violates any provision of this rule (Section 110.10 through Section 110.170) shall be subject to arrest and/or removal from the premises under applicable statutes including Section 21-5 of the Criminal Code of 1961 (Ill. Rev. Stat. 1979)1987, ch. 38, par. 21-5), Criminal Trespass to State Supported Land.

(Source: Amended at 12 Ill. Reg. _____, effective _____)

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- 1) The Heading of the Part: DRUG MANUAL

- 2) Code Citation: 89 Ill. Adm. Code 141

- 3) Section Numbers: Proposed Action:

141.200 Amendment
141.560 Amendment
141.720 Amendment
141.1280 Amendment
141.1680 Amendment
141.2600 Amendment
141.2760 Amendment
141.2920 Amendment
141.2960 Amendment
141.3280 Amendment
141.3600 Amendment
141.3800 Amendment
141.3920 Amendment
141.4200 Amendment
141.4230 New Section
141.4800 Amendment

- 4) Statutory Authority: Sections 5-5.16 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-5.16 and 12-13) and Section 5.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, Ch. 127, Par. 1005.02)

- 5) A Complete Description of the Subjects and Issues Involved: With this rulemaking the Department makes several additions and deletions to various therapeutic categories of the Drug Manual. Additionally, several non-substantive changes were made to Section 141.1680 (i.e., the drugs listed in Section 141.1680 are alphabetized or revised to reflect packaging changes).

- 6) Will these proposed Amendments replace Emergency Amendments currently in effect? Yes

- 7) Does this rulemaking contain an automatic repeal date? Yes ☒ No ☐

- 8) Do these proposed amendments contain incorporations by reference? No

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- 9) Are there any other proposed amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
141.400	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.480	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.560	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.800	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1160	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1240	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1280	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1480	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1520	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1680	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.1760	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.2280	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.2360	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.2400	Amendment	September 30, 1988 (12 Ill. Reg. 15483)

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- Section Numbers Proposed Action Illinois Register Citation

141.2760	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.2960	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3440	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3480	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3760	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3800	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.3840	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4000	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4040	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4160	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4440	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4520	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4720	Amendment	September 30, 1988 (12 Ill. Reg. 15483)
141.4760	Amendment	September 30, 1988 (12 Ill. Reg. 15483)

- 10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

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11) Time, place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of Counseling and Litigation, Illinois Department of Public Aid, Jessie B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762, (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: November 28, 1988

B) Types of small businesses affected: Pharmacies and other providers who prescribe and/or dispense the drugs which are included in the Drug Manual.

C) Reporting, bookkeeping or other procedures required for compliance: Small businesses must be familiar with the Department's procedures for billing, securing approval and receiving payment for drugs which are covered under the Medical Assistance Program.

D) Types of professional skills necessary for compliance: No additional professional skills required.

The full text of the Proposed Amendments begins on the next page:

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TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMS

PART 141
DRUG MANUAL

Section	
141.10	DRUG MANUAL
141.100	AGENCY NOTES
141.200	ANALGESICS/NARCOTIC ANTAGONISTS: ANTIRHEUMATIC
141.240	ANALGESICS/NARCOTIC ANTAGONISTS: GOUT
141.280	ANALGESICS/NARCOTIC ANTAGONISTS: MIGRAINE
141.320	ANALGESICS/NARCOTIC ANTAGONISTS: NARCOTIC ANTAGONISTS
141.360	ANALGESICS/NARCOTIC ANTAGONISTS: NONOPIATE AGONISTS
141.400	ANALGESICS/NARCOTIC ANTAGONISTS: OPIATE AGONISTS
141.440	ANTI-ALCOHOL
141.480	ANTICONVULSANTS
141.520	ANTIDOTES
141.560	ANTIHYPERTENSIVES
141.600	ANTIMICROBIAL: AMINOGLYCOSIDES
141.640	ANTIMICROBIAL: ANTIFUNGALS
141.680	ANTIMICROBIAL: ANTITUBERCULARS
141.720	ANTIMICROBIAL: CEPHALOSPORINS
141.760	ANTIMICROBIAL: ERYTHROMYCINS
141.800	ANTIMICROBIAL: MISCELLANEOUS
141.840	ANTIMICROBIAL: NITROFURANTOINS
141.880	ANTIMICROBIAL: PENICILLINS
141.920	ANTIMICROBIAL: SULFONAMIDES
141.960	ANTIMICROBIAL: TETRACYCLINES
141.1000	ANTIMICROBIAL: VACCINES
141.1040	BLOOD: ANTIANEMIA
141.1080	BLOOD: ANTICOAGULANT
141.1120	BLOOD: HEMOSTATIC
141.1125	BLOOD: MISCELLANEOUS
141.1160	CALCIUM
141.1200	CARDIOVASCULAR: ANTIANGINAL
141.1240	CARDIOVASCULAR: ANTIARRHYTHMIC
141.1280	CARDIOVASCULAR: ANTIHYPERLIPIDEMICS
141.1320	CARDIOVASCULAR: BETA BLOCKERS
141.1360	CARDIOVASCULAR: DIGITALIS GLYCOSIDES
141.1400	CARDIOVASCULAR: HYPOTENSION/SHOCK
141.1440	CARDIOVASCULAR: VASODILATOR (Repealed)
141.1480	CONTRACEPTIVE: NONORAL
141.1500	DIAPER RASH PRODUCTS
141.1520	DIURETICS
141.1560	DOPAMINE RECEPTOR AGONISTS
141.1600	ENZYMES

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Section
141.1640 EYE/EAR/NOSE/THROAT: ANTIBIOTICS
141.1680 EYE/EAR/NOSE/THROAT: ANTI-INFLAMMATORY
141.1720 EYE/EAR/NOSE/THROAT: ANTIVIRALS
141.1760 EYE/EAR/NOSE/THROAT: ANTIBIOTIC/ANTI-INFLAMMATORY
141.1800 EYE/EAR/NOSE/THROAT: LOCAL ANESTHETICS
141.1840 EYE/EAR/NOSE/THROAT: LUBRICANTS
141.1880 EYE/EAR/NOSE/THROAT: MIOTICS/GLAUCOMA
141.1920 EYE/EAR/NOSE/THROAT: MISCELLANEOUS
141.1960 EYE/EAR/NOSE/THROAT: MISCELLANEOUS ANTI-INFECTIVES
141.2000 EYE/EAR/NOSE/THROAT: MYDRIATICS
141.2040 EYE/EAR/NOSE/THROAT: SULFONAMIDES
141.2080 EYE/EAR/NOSE/THROAT: SULFONAMIDE/ANTI-INFLAMMATORY
141.2120 EYE/EAR/NOSE/THROAT: TOPICAL DECONGESTANTS
141.2160 GASTROINTESTINAL: ANTACID/ADSORBENTS
141.2200 GASTROINTESTINAL: ANTIDIARRHEA
141.2240 GASTROINTESTINAL: ANTISPASMODICS
141.2280 GASTROINTESTINAL: DIGESTANTS
141.2320 GASTROINTESTINAL: EMETICS/ANTIEMETICS
141.2360 GASTROINTESTINAL: LAXATIVES
141.2400 GASTROINTESTINAL: MISCELLANEOUS
141.2440 GLUCOSE ELEVATORS
141.2480 HOMEOSTATIC/NUTRITIONAL: ACIDIFIERS
141.2520 HOMEOSTATIC/NUTRITIONAL: ALKALINIZERS
141.2560 HOMEOSTATIC/NUTRITIONAL: AMMONIA DETOXICANTS
141.2600 HOMEOSTATIC/NUTRITIONAL: INSULIN
141.2640 HOMEOSTATIC/NUTRITIONAL: IV FLUIDS
141.2680 HOMEOSTATIC/NUTRITIONAL: ORAL HYPOLYCEMICS
141.2720 HOMEOSTATIC/NUTRITIONAL: VITAMINS
141.2760 HORMONES/AGENTS AFFECTING MECHANISMS: ADRENAL
CORTICAL STEROIDS
141.2800 HORMONES/AGENTS AFFECTING MECHANISMS: ANABOLIC
HORMONES
141.2840 HORMONES/AGENTS AFFECTING MECHANISMS: ANDROGENS
141.2880 HORMONES/AGENTS AFFECTING MECHANISMS: ANTITHYROID
141.2920 HORMONES/AGENTS AFFECTING MECHANISMS:
ESTROGENS/PROGESTINS
141.2960 HORMONES/AGENTS AFFECTING MECHANISMS: ORAL
CONTRACEPTIVES
141.3000 HORMONES/AGENTS AFFECTING MECHANISMS: OXYTOCICS
141.3040 HORMONES/AGENTS AFFECTING MECHANISMS: PARATHYROID
141.3080 HORMONES/AGENTS AFFECTING MECHANISMS: PITUITARY
141.3120 HORMONES/AGENTS AFFECTING MECHANISMS: THYROID
141.3160 HYDROCHOLERETICS
141.3200 IMMUNOSUPPRESSIVES
141.3240 IRRIGATION SOLUTIONS
141.3280 MEDICAL SUPPLIES
141.3320 MISCELLANEOUS

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Section
141.3360 NEUROMUSCULAR DISORDERS: MYASTHENIA GRAVIS
141.3400 ONCOLYTIC/ANTINEOPLASTIC: ALKYLATING
141.3440 ONCOLYTIC/ANTINEOPLASTIC: ANTIBIOTICS
141.3480 ONCOLYTIC/ANTINEOPLASTIC: ANTIMETABOLITES
141.3520 ONCOLYTIC/ANTINEOPLASTIC: HORMONES
141.3560 ONCOLYTIC/ANTINEOPLASTIC: MISCELLANEOUS
141.3600 OSTOMY SUPPLIES
141.3640 PARASITICIDAL: ANTHELMINTICS
141.3680 PARASITICIDAL: ANTIPROTOZOALS
141.3720 POTASSIUM
141.3760 PSYCHOTHERAPEUTIC: ANTIANXIETY
141.3800 PSYCHOTHERAPEUTIC: ANTIDEPRESSANTS
141.3840 PSYCHOTHERAPEUTIC: ANTIMANIC
141.3880 PSYCHOTHERAPEUTIC: ANTIPARKINSON
141.3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC
141.3960 PSYCHOTHERAPEUTIC: MISCELLANEOUS
141.4000 PSYCHOTHERAPEUTIC: SEDATIVE/HYPNOTIC
141.4040 RESPIRATORY/ALLERGIC: ANTIASTHMATIC
141.4080 RESPIRATORY/ALLERGIC: ANTIHISTAMINE
141.4120 RESPIRATORY STIMULANTS
141.4160 SKELETAL MUSCLE RELAXANTS
141.4200 SKIN/MUCOUS MEMBRANE: ANTIBIOTICS
141.4230 SKIN/MUCOUS MEMBRANE: ANTIFUNGAL/ANTI-INFLAMMATORY
141.4240 SKIN/MUCOUS MEMBRANE: ANTI-INFLAMMATORIES
141.4280 SKIN/MUCOUS MEMBRANE: ANTIPRURITICS/ANESTHETICS
141.4320 SKIN/MUCOUS MEMBRANE: ASTRINGENTS
141.4360 SKIN/MUCOUS MEMBRANE: DERMAL ULCERS
141.4440 SKIN/MUCOUS MEMBRANE: FUNGICIDES
141.4480 SKIN/MUCOUS MEMBRANE: KERATOCYTIC
141.4520 SKIN/MUCOUS MEMBRANE: LOCAL ANTI-INFECTIVES
141.4560 SKIN/MUCOUS MEMBRANE: MISCELLANEOUS
141.4600 SKIN/MUCOUS MEMBRANE: SCABICIDES/PEDICULOCIDES
141.4640 TESTING SUPPLIES
141.4680 UNCLASSIFIED
141.4720 URINARY ANTISPASMODICS
141.4760 VAGINAL: ANTI-INFECTIVES
141.4800 VAGINAL: MISCELLANEOUS

AUTHORITY: Implementing and authorized by Sections 5-5 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, pars. 5-5 and 12-13).

SOURCE: Emergency amendment at 5 Ill. Reg. 13555, effective December 1, 1981, for a maximum of 150 days; amended at 6 Ill. Reg. 9991, effective August 1, 1982; emergency amendment at 6 Ill. Reg. 10042, effective August 1, 1982, for a maximum of 150.

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days; emergency amendment at 7 Ill. Reg. 1178, effective February 1, 1983, for a maximum of 150 days; amended and codified as 89 Ill. Adm. Code 140.72 at 7 Ill. Reg. 17358, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13779, effective July 24, 1984; recodified from 89 Ill. Adm. Code 140.72 and 89 Ill. Adm. Code 140.73 at 8 Ill. Reg. 16354; amended at 9 Ill. Reg. 3335, effective March 1, 1985; amended at 9 Ill. Reg. 19018, effective December 1, 1985; emergency amendment at 10 Ill. Reg. 8153, effective May 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 17681, effective September 28, 1986; emergency amendment at 10 Ill. Reg. 20828, effective December 1, 1986, for a maximum of 150 days; recodified from 89 Ill. Adm. Code 140.71 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 5235, effective March 12, 1987; emergency amendment at 11 Ill. Reg. 5330, effective March 13, 1987 for a maximum of 150 days; amended at 11 Ill. Reg. 11113, effective June 10, 1987; emergency amendment at 11 Ill. Reg. 11361, effective June 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 16726, effective September 30, 1987; emergency amendment of 11 Ill. Reg. 20236, effective December 1, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 7358, effective April 12, 1988; emergency amendment at 12 Ill. Reg. 10197, effective June 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14219, effective August 30, 1988; emergency amendment at 12 Ill. Reg. 15667, effective September 15, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. _____, effective December 2, 1988, for a maximum of 150 days; amended at 13 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SECTION 141.200 ANALGESICS/NARCOTIC ANTAGONISTS:
ANTIRHEUMATIC

Item Number	Drug Name and Strength
** 50002091	DICLOFENAC SODIUM TABLET 25MG
** 50002093	DICLOFENAC SODIUM TABLET 50MG
** 50002095	DICLOFENAC SODIUM TABLET 75MG
** 50006495	DIFLUNISAL TABLET 250MG
** 50006496	DIFLUNISAL TABLET 500MG
** 50001730	FENOPROFEN CAPSULE 200MG
** 50001731	FENOPROFEN CAPSULE 300MG
** 50001732	FENOPROFEN TABLET 600MG
** 50000590	IBUPROFEN TABLET 300MG

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SECTION 141.200 ANALGESICS/NARCOTIC ANTAGONISTS:
ANTIRHEUMATIC (Cont'd)

Item Number	Drug Name and Strength
** 50000592	IBUPROFEN TABLET 400MG
** 50000594	IBUPROFEN TABLET 600MG
** 50000597	IBUPROFEN TABLET 800MG
** 50000610	INDOMETHACIN CAPSULE 25MG
** 50000612	INDOMETHACIN CAPSULE 50MG
** 50001733	INDOMETHACIN CAPSULE 75MG SUSTAINED RELEASE
** 50001711	INDOMETHACIN INJECTION 3MG VIAL
** 50000608	INDOMETHACIN SUPPOSITORY 50MG
** 50000617	INDOMETHACIN SUSPENSION 25MG/5ML
** 50004963	KETOPROFEN CAPSULE 25MG
** 50004967	KETOPROFEN CAPSULE 50MG
** 50004969	KETOPROFEN CAPSULE 75MG
** 50004971	KETOPROFEN TABLET 75MG
** 50001734	MECLOFENAMATE SODIUM CAPSULE 50MG
** 50001735	MECLOFENAMATE SODIUM CAPSULE 100MG
** 50001736	MEFENAMIC ACID CAPSULE 250MG
00067763	MYOCHRYSINE INJECTION 10MG/ML 1ML AMP
00067764	MYOCHRYSINE INJECTION 25MG/ML 1ML AMP
00068762	MYOCHRYSINE INJECTION 50MG/ML 1ML AMP
00067762	MYOCHRYSINE INJECTION 50MG/ML 10ML VIAL
** 50001740	NAPROXEN SODIUM TABLET 275MG
** 50001747	NAPROXEN SODIUM TABLET 550MG
** 50001737	NAPROXEN TABLET 250MG
** 50001738	NAPROXEN TABLET 375MG
** 50001739	NAPROXEN TABLET 500MG
** 60008050	NONSTEROIDAL ANTI-INFLAMMATORY-ORAL-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
00315816	PABALATE TABLET 100's
** 50001741	PIROXICAM CAPSULE 10MG
** 50001742	PIROXICAM CAPSULE 20MG
** 00074879	RIDaura CAPSULE 3MG
00850460	SOLGANOL INJECTION IN OIL 50MG/ML 10ML VIAL
** 50001743	SULINDAC TABLET 150MG
** 50001744	SULINDAC TABLET 200MG
** 50001746	TOLMETIN SODIUM CAPSULE 400MG
** 50001745	TOLMETIN SODIUM TABLET 200MG

(Source: Amended at 13 Ill. Reg. _____, effective _____)

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ANTIHYPERTENSIVES

SECTION 141.560

Item Number Drug Name and Strength

** 00030450 CAPOTEN TABLET 12.5MG
** 00030452 CAPOTEN TABLET 25MG
** 00030562 CAPOTEN TABLET 50MG
** 00030485 CAPOTEN TABLET 100MG
** 00030338 CAPOZIDE TABLET 25/15
** 00030349 CAPOZIDE TABLET 25/25
** 00030384 CAPOZIDE TABLET 50/15
** 00030390 CAPOZIDE TABLET 50/25
** 05970031 CATAPRES-TTS-1 PATCHES
** 05970032 CATAPRES-TTS-2 PATCHES
** 05970033 CATAPRES-TTS-3 PATCHES
** 50000941 CLONIDINE HCL TABLET 0.1MG
** 50000943 CLONIDINE HCL TABLET 0.2MG
** 50000945 CLONIDINE HCL TABLET 0.3MG
** 00030283 CORZIDE TABLET 40MG; 5MG
** 00030284 CORZIDE TABLET 80MG; 5MG
** 00830047 ESIMIL TABLET
** 50001614 GUANETHIDINE MONOSULFATE TABLET 10MG
** 50001616 GUANETHIDINE MONOSULFATE TABLET 25MG
** 50005686 HYDRALAZINE HCL INJECTION 20MG/ML AMP
** 50003074 HYDRALAZINE HCL TABLET 10MG
** 50003076 HYDRALAZINE HCL TABLET 25MG
** 50003078 HYDRALAZINE HCL TABLET 50MG
** 50003080 HYDRALAZINE HCL TABLET 100MG
** 50003066 HYDRALAZINE HCL 25MG; HYDROCHLOROTHIAZIDE 15MG TABLET
** 50003068 HYDRALAZINE HCL 25MG; HYDROCHLOROTHIAZIDE 25MG CAP/TAB
** 50003070 HYDRALAZINE HCL 50MG; HYDROCHLOROTHIAZIDE 50MG CAP/TAB
** 50003072 HYDRALAZINE HCL 100MG; HYDROCHLOROTHIAZIDE 50MG CAP/TAB
** 50002981 HYDROCHLOROTHIAZIDE 15MG; METHYLDOPA 250MG TABLET
** 50002341 HYDROCHLOROTHIAZIDE 25MG; LABETALOL HCL 100MG TABLET
** 50002343 HYDROCHLOROTHIAZIDE 25MG; LABETALOL HCL 200MG TABLET
** 50002345 HYDROCHLOROTHIAZIDE 25MG; LABETALOL HCL 300MG TABLET
** 50002983 HYDROCHLOROTHIAZIDE 25MG; METHYLDOPA 250MG TABLET
** 50005520 HYDROCHLOROTHIAZIDE 25MG; PROPRANOLOL HCL 40MG TABLET

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

ANTIHYPERTENSIVES (Cont'd)

SECTION 141.560

Item Number Drug Name and Strength

** 50005522 HYDROCHLOROTHIAZIDE 25MG; PROPRANOLOL HCL 80MG TABLET
** 50003090 HYDROCHLOROTHIAZIDE 25MG; RESERPINE 0.1MG TABLET
** 50003094 HYDROCHLOROTHIAZIDE 25MG; RESERPINE 0.125MG TABLET
** 50002985 HYDROCHLOROTHIAZIDE 30MG; METHYLDOPA 500MG TABLET
** 50002987 HYDROCHLOROTHIAZIDE 50MG; METHYLDOPA 500MG TABLET
** 50004021 80MG LA CAPSULE
** 50004023 HYDROCHLOROTHIAZIDE 50MG; PROPRANOLOL HCL 120MG LA CAPSULE
** 50004025 HYDROCHLOROTHIAZIDE 50MG; PROPRANOLOL HCL 160MG LA CAPSULE
** 50003092 HYDROCHLOROTHIAZIDE 50MG; RESERPINE 0.1MG TABLET
** 50003096 HYDROCHLOROTHIAZIDE 50MG; RESERPINE 0.125MG TABLET
** 00180787 HYLOREL TABLET 10MG
** 00180788 HYLOREL TABLET 25MG
** 00743322 HYTRIN TABLET 1MG
** 00743323 HYTRIN TABLET 2MG
** 00743324 HYTRIN TABLET 5MG
** 00750082 LOZOL TABLET 2.5MG
** 50000712 METHYLDOPA ORAL SUSPENSION 250MG/5ML
** 50000714 METHYLDOPA TABLET 125MG
** 50000716 METHYLDOPA TABLET 250MG
** 50000718 METHYLDOPA TABLET 500MG
** 50000710 METHYLDOPATE HCL INJECTION 250MG/5ML
** 00694310 MINIPRESS CAPSULE 1.0MG
** 00694370 MINIPRESS CAPSULE 2.0MG
** 00694380 MINIPRESS CAPSULE 5.0MG
** 00694300 MINIZIDE CAPSULE 1.0MG/0.5MG
** 00694320 MINIZIDE CAPSULE 2.0MG/0.5MG
** 00694360 MINIZIDE CAPSULE 5.0MG/0.5MG
** 50002096 MINOXIDIL TABLET 2.5MG
** 50002098 MINOXIDIL TABLET 10MG
** 50005223 RESERPINE TABLET 0.1MG
** 50005231 RESERPINE TABLET 0.25MG
** 00318901 TENEX TABLET 1MG
** 00060067 TIMOLIDE TABLET 10/25
** 00060720 VASERETIC TABLET 10/25

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.560

ANTIHYPERTENSIVES (Cont'd)

Item Number	Drug Name and Strength
** 00060014	VASOTEC TABLET 2.5MG
** 00060712	VASOTEC TABLET 5MG
** 00060713	VASOTEC TABLET 10MG
** 00060714	VASOTEC TABLET 20MG
** 00080073	WYTENSIN TABLET 4MG
** 00080074	WYTENSIN TABLET 8MG
** 00080092	WYTENSIN TABLET 16MG

(Source: Amended at 13 Ill. Reg. _____, effective _____)

SECTION 141.720

ANTIMICROBIAL: CEPHALOSPORINS

Item Number	Drug Name and Strength
** 50001210	CEFACLOL CAPSULE 250MG
** 50001211	CEFACLOL CAPSULE 500MG
** 50001212	CEFACLOL ORAL SUSPENSION 125MG/5ML 75ML
** 50001213	CEFACLOL ORAL SUSPENSION 125MG/5ML 150ML
** 50001203	CEFACLOL ORAL SUSPENSION 187MG/5ML 50ML
** 50001205	CEFACLOL ORAL SUSPENSION 187MG/5ML 100ML
** 50001214	CEFACLOL ORAL SUSPENSION 250MG/5ML 75ML
** 50001215	CEFACLOL ORAL SUSPENSION 250MG/5ML 150ML
** 50001207	CEFACLOL ORAL SUSPENSION 375MG/5ML 50ML
** 50001209	CEFACLOL ORAL SUSPENSION 375MG/5ML 100ML
** 50003419	CEFADROXIL CAPSULE 500MG
** 50003390	CEFADROXIL ORAL SUSPENSION 125MG/5ML 50ML
** 50003391	CEFADROXIL ORAL SUSPENSION 125MG/5ML 100ML
** 50003392	CEFADROXIL ORAL SUSPENSION 250MG/5ML 50ML
** 50003393	CEFADROXIL ORAL SUSPENSION 250MG/5ML 100ML
** 50001225	CEFADROXIL ORAL SUSPENSION 500MG/5ML 100ML
** 50003417	CEFADROXIL TABLET 1GM
** 50001240	CEFAMANDOLE NAFATE INJECTION 500MG/10ML VIAL
** 50001241	CEFAMANDOLE NAFATE INJECTION 1GM/10ML VIAL
** 50003210	CEFAMANDOLE NAFATE INJECTION 1GM/100ML PB VIAL
** 50001242	CEFAMANDOLE NAFATE INJECTION 2GM/10ML VIAL
** 50003212	CEFAMANDOLE NAFATE INJECTION 2GM/100ML PB VIAL
** 50308054	CEFAZOLIN SODIUM INJECTION 250MG 10ML VIAL
** 50008055	CEFAZOLIN SODIUM INJECTION 500MG 10ML VIAL
** 50008059	CEFAZOLIN SODIUM INJECTION 500MG 100ML PB VIAL
** 50008056	CEFAZOLIN SODIUM INJECTION 1GM 10ML VIAL

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.720

ANTIMICROBIAL: CEPHALOSPORINS (Cont'd)

Item Number	Drug Name and Strength
** 50008060	CEFAZOLIN SODIUM INJECTION 1GM 100ML PB VIAL
** 50008057	CEFAZOLIN SODIUM INJECTION 5GM 100ML VIAL
** 50008058	CEFAZOLIN SODIUM INJECTION 10GM 100ML VIAL
** 50003218	CEFAZOLIN SODIUM; DEXTROSE INJECTION 1GM/50ML; 2.5GM/50ML (5%)
** 50003220	CEFAZOLIN SODIUM; SODIUM CHLORIDE INJECTION 1GM/50ML; 450MG/50ML (0.9%)
** 50004740	CEFONICID SODIUM INJECTION 500MG/10ML VIAL
** 50004742	CEFONICID SODIUM INJECTION 1GM/10ML VIAL
** 50004744	CEFONICID SODIUM INJECTION 1GM/100ML PB VIAL
** 50004746	CEFONICID SODIUM INJECTION 10GM/100ML VIAL
** 50001243	CEFOPERAZONE SODIUM INJECTION 1GM VIAL
** 50001244	CEFOPERAZONE SODIUM INJECTION 2GM VIAL
** 50004015	CEFORANIDE INJECTION 500MG PB VIAL
** 50004011	CEFORANIDE INJECTION 500MG VIAL
** 50004017	CEFORANIDE INJECTION 1GM PB VIAL
** 50004013	CEFORANIDE INJECTION 1GM VIAL
** 50001906	CEFORANIDE INJECTION 10GM VIAL
** 50001245	CEFOTAXIME SODIUM INJECTION 500MG VIAL
** 50003222	CEFOTAXIME SODIUM INJECTION 1GM INFUSION VIAL
** 50001246	CEFOTAXIME SODIUM INJECTION 1GM VIAL
** 50003224	CEFOTAXIME SODIUM INJECTION 2GM INFUSION VIAL
** 50001247	CEFOTAXIME SODIUM INJECTION 2GM VIAL
** 50002391	CEFOTETAN DISODIUM INJECTION 1GM/10ML
** 50002393	CEFOTETAN DISODIUM INJECTION 1GM/100ML
** 50002395	CEFOTETAN DISODIUM INJECTION 2GM/20ML
** 50002397	CEFOTETAN DISODIUM INJECTION 2GM/100ML
** 50001248	CEFOXITIN SODIUM INJECTION 1GM/10ML VIAL
** 50003230	CEFOXITIN SODIUM INJECTION 1GM/100ML INFUSION VIAL
** 50001249	CEFOXITIN SODIUM INJECTION 2GM/20ML VIAL
** 50003232	CEFOXITIN SODIUM INJECTION 2GM/100ML INFUSION VIAL
** 50002361	CEFTAZIDIME INJECTION 500MG VIAL
** 50002363	CEFTAZIDIME INJECTION 1GM PB VIAL
** 50002365	CEFTAZIDIME INJECTION 1GM VIAL
** 50002367	CEFTAZIDIME INJECTION 2GM PB VIAL
** 50002369	CEFTAZIDIME INJECTION 2GM VIAL
** 50002371	CEFTAZIDIME INJECTION 6GM VIAL
** 50002378	CEFTIZOXIME SODIUM INJECTION 1GM PB VIAL
** 50004825	CEFTIZOXIME SODIUM INJECTION 1GM VIAL
** 50003240	CEFTIZOXIME SODIUM INJECTION 2GM PB VIAL
** 50004826	CEFTIZOXIME SODIUM INJECTION 2GM VIAL

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.720 ANTIMICROBIAL: CEPHALOSPORINS (Cont'd)

Item Number	Drug Name and Strength
** 50003244	CEFTIZOXIME SODIUM; DEXTROSE INJECTION 1GM/50ML; 2.5GM/50ML (5%) BAG
** 50003248	CEFTIZOXIME SODIUM; DEXTROSE INJECTION 2GM/50ML; 2.5GM/50ML (5%) BAG
** 50003260	CEFTRIAXONE SODIUM INJECTION 250MG VIAL
** 50003262	CEFTRIAXONE SODIUM INJECTION 500MG VIAL
** 50003264	CEFTRIAXONE SODIUM INJECTION 1GM PB VIAL
** 50003250	CEFTRIAXONE SODIUM INJECTION 1GM VIAL
** 50003252	CEFTRIAXONE SODIUM INJECTION 2GM VIAL
** 50003254	CEFTRIAXONE SODIUM INJECTION 2GM PB VIAL
** 50003256	CEFTRIAXONE SODIUM INJECTION 10GM VIAL
** 50004841	CEFUROXIME AXETIL TABLET 125MG
** 50004843	CEFUROXIME AXETIL TABLET 250MG
** 50004845	CEFUROXIME AXETIL TABLET 500MG
** 50008764	CEFUROXIME SODIUM INJECTION 750MG INFUSION VIAL
** 50004830	CEFUROXIME SODIUM INJECTION 750MG VIAL
** 50003290	CEFUROXIME SODIUM INJECTION 1.5GM INFUSION VIAL
** 50004832	CEFUROXIME SODIUM INJECTION 1.5GM VIAL
** 50004834	CEFUROXIME SODIUM INJECTION 7.5GM/100ML
** 50001251	CEPHALEXIN CAPSULE 250MG
** 50001252	CEPHALEXIN CAPSULE 500MG
** 50001231	CEPHALEXIN HCL TABLET 250MG
** 50001233	CEPHALEXIN HCL TABLET 500MG
** 50001258	CEPHALEXIN ORAL SUSPENSION 100MG/ML 10ML BOTTLE
** 50001253	CEPHALEXIN ORAL SUSPENSION 125MG/5ML 60ML BOTTLE
** 50001254	CEPHALEXIN ORAL SUSPENSION 125MG/5ML 200 100ML BOTTLE
** 50001255	CEPHALEXIN ORAL SUSPENSION 125MG/5ML 200ML BOTTLE
** 50001256	CEPHALEXIN ORAL SUSPENSION 250MG/5ML 100ML BOTTLE
** 50001257	CEPHALEXIN ORAL SUSPENSION 250MG/5ML 200ML BOTTLE
** 50001260	CEPHALEXIN TABLET 250MG
** 50001263	CEPHALEXIN TABLET 500MG
** 50001259	CEPHALEXIN TABLET 1GM
** 60008010	CEPHALOSPORIN-INJECTION-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
** 60008009	CEPHALOSPORIN-ORAL-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
** 50001273	CEPHALOTHIN SODIUM INJECTION 1GM/10ML VIAL

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.720 ANTIMICROBIAL: CEPHALOSPORINS (Cont'd)

Item Number	Drug Name and Strength
** 50004103	CEPHALOTHIN SODIUM INJECTION 1GM/100ML VIAL
** 50001274	CEPHALOTHIN SODIUM INJECTION 2GM/10ML VIAL
** 50004105	CEPHALOTHIN SODIUM INJECTION 2GM/100ML VIAL
** 50001275	CEPHALOTHIN SODIUM INJECTION 4GM/50ML VIAL
** 50001276	CEPHALOTHIN SODIUM INJECTION 4GM/50ML 20GM/200ML VIAL
** 50001290	CEPHAPIRIN SODIUM INJECTION 500MG VIAL
** 50004107	CEPHAPIRIN SODIUM INJECTION 1GM PB VIAL
** 50001291	CEPHAPIRIN SODIUM INJECTION 1GM VIAL
** 50004109	CEPHAPIRIN SODIUM INJECTION 2GM PB VIAL
** 50001292	CEPHAPIRIN SODIUM INJECTION 2GM VIAL
** 50001293	CEPHAPIRIN SODIUM INJECTION 4GM PB VIAL
** 50001294	CEPHAPIRIN SODIUM INJECTION 20GM VIAL
** 50001600	CEPHRADINE CAPSULE 250MG
** 50001601	CEPHRADINE CAPSULE 500MG
** 50003756	CEPHRADINE INJECTION 2GM INFUSION VIAL
** 50003757	CEPHRADINE INJECTION 4GM INFUSION VIAL
** 50001605	CEPHRADINE ORAL SUSPENSION 125MG/5ML 100ML BOTTLE
** 50002310	CEPHRADINE ORAL SUSPENSION 125MG/5ML 200ML BOTTLE
** 50001608	CEPHRADINE ORAL SUSPENSION 250MG/5ML 100ML BOTTLE
** 50002311	CEPHRADINE ORAL SUSPENSION 250MG/5ML 200ML BOTTLE
** 50001602	CEPHRADINE TABLET 1GM
** 50003753	CEPHRADINE INJECTION 250MG VIAL
** 50003754	CEPHRADINE INJECTION 500MG VIAL
** 50003755	CEPHRADINE INJECTION 1GM VIAL
** 50001298	MOXALACTAM DISODIUM INJECTION 1GM VIAL
** 50001299	MOXALACTAM DISODIUM INJECTION 2GM VIAL

(Source: Amended at 13 Ill. Reg. _____, effective _____)

SECTION 141.1280

CARDIOVASCULAR: ANTIHYPERLIPIDEMICS

Item Number	Drug Name and Strength
00481230	CHOLOXIN TABLET 1MG
00481250	CHOLOXIN TABLET 2MG
00481270	CHOLOXIN TABLET 4MG
00481290	CHOLOXIN TABLET 6MG
50002851	CLOFIBRATE CAPSULE 500MG

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.1280 CARDIOVASCULAR: ANTIHYPERLIPIDEMICS (Cont'd)

Item Number	Drug Name and Strength
00090260	COLESTID POWDER - BOTTLE 500GM
00091260	COLESTID POWDER - PACKETS
** 00710669	LOPID CAPSULE 300MG
01830051	LORELCO TABLET 250MG
00680053	LORELCO TABLET 500MG
** 00871580	QUESTRAN POWDER PACKET 4GM
** 00870580	QUESTRAN POWDER 378GM CAN

(Source: Amended at 13 Ill. Reg. _____, effective _____)

SECTION 141.1680 EYE/EAR/NOSE/THROAT: ANTI-INFLAMMATORY

Item Number	Drug Name and Strength
500002332	DEXAMETHASONE OPHTHALMIC SUSPENSION 0.1%
500002323	45 ML BOTTLE
50000234	DEXAMETHASONE OPHTHALMIC SUSPENSION 0.1%
50000230	15ML BOTTLE
50000231	DEXAMETHASONE SODIUM PHOSPHATE
00231211	OPHTHALMIC OINTMENT 0.05%
00230211	DEXAMETHASONE SODIUM PHOSPHATE OPHTHALMIC
00232211	SOLUTION 0.1% 2.5ML
00231074	DEXAMETHASONE SODIUM PHOSPHATE OPHTHALMIC
00230074	SOLUTION 0.1% 5ML
01190801	F M L LIQUIFILM OPHTHALMIC SUSPENSION 5ML
01191801	F M L LIQUIFILM OPHTHALMIC SUSPENSION 10ML
01192801	F M L LIQUIFILM OPHTHALMIC SUSPENSION 15ML
50000904	H M S LIQUIFILM OPHTHALMIC SUSPENSION 5ML
50000906	H M S LIQUIFILM OPHTHALMIC SUSPENSION 10ML
500009020	OCUFEN LIQUIFILM 0.03% 2.5ML
500009002	OCUFEN LIQUIFILM 0.03% 5ML
500009008	OCUFEN LIQUIFILM 0.03% 15ML
500009002	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION
500009002	0.12% 5ML
500009002	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION
500009002	0.12% 10ML
500009002	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION
500009002	0.125% 10MB 5ML
500009002	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION
500009002	0.125% 5MB 10ML
500009002	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION
500009002	1.0% 10MB 5ML

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.1680 EYE/EAR/NOSE/THROAT: ANTI-INFLAMMATORY (Cont'd)

50000900810	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION
50000911	1.0% 5MB 10ML
50000911	PREDNISOLONE ACETATE OPHTHALMIC SUSPENSION
50000911	1.0% 15ML

(Source: Amended at 13 Ill. Reg. _____, effective _____)

SECTION 141.2600 HOMEOSTATIC/NUTRITIONAL: INSULIN

Item Number	Drug Name and Strength
** 00031834	INSULIN NOVOLIN N PENFILL 100U/ML
** 00031833	1.5ML (150U) CARTRIDGE
** 00031837	INSULIN NOVOLIN R PENFILL 100U/ML
50007290	1.5ML (150U) CARTRIDGE
50007291	INSULIN NOVOLIN 70/30 PENFILL 100U/ML
50007292	1.5ML (150U) CARTRIDGE
50008100	INSULIN NOVOLIN 70/30 PENFILL 100U/ML
50007228	1.5ML (150U) CARTRIDGE
50007229	INSULIN U100 LENTE - 1 VIAL
50007287	INSULIN U100 LENTE - 2 VIALS
50007288	INSULIN U100 NPH - 1 VIAL
50007289	INSULIN U100 NPH - 2 VIALS
50007100	INSULIN U100 NPH - 3 VIALS
50007230	INSULIN U100 PZ - 1 VIAL
50007231	INSULIN U100 PZ - 2 VIALS
50007293	INSULIN U100 PZ - 3 VIALS
50007294	INSULIN U100 REGULAR - 1 VIAL
50007295	INSULIN U100 REGULAR - 2 VIALS
50007296	INSULIN U100 REGULAR - 3 VIALS
50007297	INSULIN U100 SEMI-LENTE - 1 VIAL
50007298	INSULIN U100 SEMI-LENTE - 2 VIALS
50003483	INSULIN U100 SEMI-LENTE - 3 VIALS
50007232	INSULIN U100 ULTRA-LENTE - 1 VIAL
50007233	INSULIN U100 ULTRA-LENTE - 2 VIALS
50007299	INSULIN U100 ULTRA-LENTE - 3 VIALS
50007301	INSULIN U100 BEEF LENTE - 1 VIAL
50007301	INSULIN U100 BEEF LENTE - 2 VIALS
50007151	INSULIN U100 BEEF LENTE - 3 VIALS
50007145	INSULIN U100 BEEF NPH - 1 VIAL
50007145	INSULIN U100 BEEF NPH - 2 VIALS
50007145	INSULIN U100 BEEF NPH - 3 VIALS
50007145	INSULIN U100 BEEF PZ - 1 VIAL
50007145	INSULIN U100 BEEF PZ - 2 VIALS
50007145	INSULIN U100 BEEF PZ - 3 VIALS

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.2600 HOMEOSTATIC/NUTRITIONAL: INSULIN (Cont'd)

Item Number Drug Name and Strength

** 50007153 INSULIN U100 BEEF PZ - 3 VIALS
** 50003484 INSULIN U100 BEEF REGULAR - 1 VIAL
** 50007234 INSULIN U100 BEEF REGULAR - 2 VIALS
** 50007235 INSULIN U100 BEEF REGULAR - 3 VIALS
** 50003485 INSULIN U100 PORK LENTE - 1 VIAL
** 50007238 INSULIN U100 PORK LENTE - 2 VIALS
** 50007239 INSULIN U100 PORK LENTE - 3 VIALS
** 50007302 INSULIN U100 PORK NPH - 1 VIAL
** 50007303 INSULIN U100 PORK NPH - 2 VIALS
** 50007304 INSULIN U100 PORK NPH - 3 VIALS
** 50007341 INSULIN U100 PORK PZ - 1 VIAL
** 50007342 INSULIN U100 PORK PZ - 2 VIALS
** 50007343 INSULIN U100 PORK PZ - 3 VIALS
** 50003486 INSULIN U100 PORK REGULAR - 1 VIAL
** 50007240 INSULIN U100 PORK REGULAR - 2 VIALS
** 50007241 INSULIN U100 PORK REGULAR - 3 VIALS
** 60009927 INSULIN U100, U500 NOT OTHERWISE LISTED
(INCLUDING HUMAN)--GIVE FULL DESCRIPTION

(Source: Amended at 13 Ill. Reg. _____, effective _____)

SECTION 141.2760 HORMONES/AGENTS AFFECTING MECHANISMS:
ADRENAL CORTICAL STEROIDS

Item Number Drug Name and Strength

** 50000118 DEXAMETHASONE ACETATE 8MG/ML 1ML VIAL
** 50000076 DEXAMETHASONE ACETATE 8MG/ML 5ML VIAL
** 50003536 DEXAMETHASONE ORAL SOLUTION 0.5MG/0.5ML 30ML
** 50003538 DEXAMETHASONE ORAL SOLUTION 0.5MG/5ML
** 50000079 DEXAMETHASONE PHOSPHATE INJ 4MG/ML 1ML V
** 50000080 DEXAMETHASONE PHOSPHATE INJ 4MG/ML 5ML V
** 50000081 DEXAMETHASONE PHOSPHATE INJ 4MG/ML 25ML
** 50001019 DEXAMETHASONE PHOSPHATE INJ 24MG/ML 5ML
** 50001020 DEXAMETHASONE PHOSPHATE INJ 24MG/ML 10ML
** 50001908 DEXAMETHASONE TABLET 0.25MG
** 50001909 DEXAMETHASONE TABLET 0.50MG
** 50001910 DEXAMETHASONE TABLET 0.75MG
** 50001911 DEXAMETHASONE TABLET 1.5MG
** 50001915 DEXAMETHASONE TABLET 2.0MG
** 50001912 DEXAMETHASONE TABLET 4.0MG
** 00030429 FLORINEF ACETATE TABLET 0.1MG

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.2760 HORMONES/AGENTS AFFECTING MECHANISMS:
ADRENAL CORTICAL STEROIDS (Cont'd)

Item Number Drug Name and Strength

** 50003460 HYDROCORTISONE ACETATE INJ 25MG/ML 5ML V
** 50003461 HYDROCORTISONE ACETATE INJ 50MG/ML 5ML V
** 50003463 HYDROCORTISONE PHOS INJ 50MG/ML 2ML SYRINGE
** 50003462 HYDROCORTISONE PHOS INJ 50MG/ML 2ML VIAL
** 50003465 HYDROCORTISONE PHOS INJ 50MG/ML 10ML VIAL
** 50003466 HYDROCORTISONE SOD SUCCINATE 100MG VIAL
** 50003467 HYDROCORTISONE SOD SUCCINATE 250MG VIAL
** 50003468 HYDROCORTISONE SOD SUCCINATE 500MG VIAL
** 50003469 HYDROCORTISONE SOD SUCCINATE 1000MG VIAL
** 50003121 HYDROCORTISONE TABLET 5MG
** 50003123 HYDROCORTISONE TABLET 10MG
** 50003131 HYDROCORTISONE TABLET 20MG
** 0032906 NASALIDE SOLUTION 0.025% 25ML UNIT
** 50001271 PREDNISOLONE SODIUM PHOSPHATE ORAL LIQ
6.7MG/5ML (5MG PREDNISOLONE BASE/5ML)
** 40001120 PREDNISONE ORAL SOLUTION 5MG/ML 30ML
** 40003001 PREDNISONE TABLET 1.0MG
** 50004788 PREDNISONE TABLET 2.5MG
** 50004789 PREDNISONE TABLET 5.0MG
** 50004790 PREDNISONE TABLET 10.0MG
** 50004791 PREDNISONE TABLET 20.0MG
** 50004792 PREDNISONE TABLET 50.0MG
** 50004793

(Source: Amended at 13 Ill. Reg. _____, effective _____)

SECTION 141.2920 HORMONES/AGENTS AFFECTING MECHANISMS:
ESTROGENS/PROGESTINS

Item Number Drug Name and Strength

** 50002490 CHLOROTRIANISENE TAB/CAP 12MG
** 50002492 CHLOROTRIANISENE TAB/CAP 25MG
** 50002494 CHLOROTRIANISENE TAB/CAP 72MG
** 50004804 CONJUGATED ESTROGENS TABLET 0.3MG
** 50004812 CONJUGATED ESTROGENS TABLET 0.625MG
** 50008763 CONJUGATED ESTROGENS TABLET 0.9MG
** 50004820 CONJUGATED ESTROGENS TABLET 1.25MG
** 50004839 CONJUGATED ESTROGENS TABLET 2.5MG
** 50002097 DIETHYLSTILBESTROL TABLET EC 1.0MG

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.2920 HORMONES/AGENTS AFFECTING MECHANISMS:
ESTROGENS/PROGESTINS (Cont'd)

Item Number	Drug Name and Strength
50002119	DIETHYLSTILBESTROL TABLET EC 5.0MG
50002089	DIETHYLSTILBESTROL TABLET 1.0MG
50002100	DIETHYLSTILBESTROL TABLET 5.0MG
00870755	ESTRACE TABLET 1.0MG
00870756	ESTRACE TABLET 2.0MG
50003413	ESTRADIOL AQUEOUS 0.22MG/1ML 10ML VIAL
50003414	ESTRADIOL AQUEOUS 0.44MG/1ML 10ML VIAL
50003415	ESTRADIOL AQUEOUS 1.0 MG/1ML 10ML VIAL
50003416	ESTRADIOL AQUEOUS 1.1MG/1ML 10ML VIAL
50003418	ESTRADIOL CYPIONATE INJ 1MG/ML 10ML VIAL
50003420	ESTRADIOL CYPIONATE INJ 5MG/ML 5ML VIAL
50001286	ESTRADIOL TRANSDERMAL PATCH 0.05MG 10CM2
50001288	ESTRADIOL TRANSDERMAL PATCH 0.1MG 20CM2
50003421	ESTRADIOL VALERATE 10MG/ML 1ML VIAL
50003422	ESTRADIOL VALERATE 10MG/ML 5ML VIAL
50003423	ESTRADIOL VALERATE 20MG/ML 1ML SYRINGE
50003424	ESTRADIOL VALERATE 20MG/ML 5ML VIAL
50003425	ESTRADIOL VALERATE 40MG/ML 5ML VIAL
50003426	ESTROGENIC SUBSTANCE AQ INJ 2MG/ML 10ML
50003528	ESTROGENIC SUBSTANCE AQ INJ 5MG/ML 10ML
50003082	HYDROXYPROGESTERONE CAPROATE 125MG/ML 2ML VIAL
50003084	HYDROXYPROGESTERONE CAPROATE 125MG/ML 10ML VIAL
50003086	HYDROXYPROGESTERONE CAPROATE 250MG/ML 1ML SYRINGE
50003088	HYDROXYPROGESTERONE CAPROATE 250MG/ML 5ML VIAL
50003888	MEDROXYPROGESTERONE ACETATE 2.5MG TA/CA
50003890	MEDROXYPROGESTERONE ACETATE 10MG TAB/CAP
00743943	OGEN TABLET 0.625MG
00743946	OGEN TABLET 1.25MG
00743951	OGEN TABLET 2.5MG
00743958	OGEN TABLET 5MG
00460552	PREMARIN INJECTION 25MG W DILUENT
50004925	PROGESTERONE INJECT IN OIL 25MG/ML 10ML
50004926	PROGESTERONE INJECT IN OIL 50MG/ML 5ML
50004927	PROGESTERONE INJECT IN OIL 50MG/ML 10ML
50000641	RITODRINE HCL INJECTION 10MG/ML 5ML AMP
50000643	RITODRINE HCL INJECTION 15MG/ML 10ML SYRINGE
50000645	RITODRINE HCL TABLET 10MG

(Source: Amended at 13 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.2960 HORMONES/AGENTS AFFECTING MECHANISMS:
CONTRACEPTIVES

Item Number	Drug Name and Strength
00332110	BREVICON 21-DAY
04298711	BREVICON 21-DAY - REFILL
00330110	BREVICON 28-DAY
04298712	BREVICON 28-DAY - REFILL
00140151	DEMULEN 1/35-21
00141115	DEMULEN 1/35-21 - REFILL
00140161	DEMULEN 1/35-28
00141161	DEMULEN 1/35-28 - REFILL
00140071	DEMULEN-21
00140171	DEMULEN-21 - REFILL
00141071	DEMULEN-28
00141171	DEMULEN-28 - REFILL
00250051	ENOVID TABLET 5MG
00140051	ENOVID TABLET 5MG - CALENDAR PACK
00250101	ENOVID TABLET 10MG
00251131	ENOVID-E-21 TABLET 2.5MG
00140131	ENOVID-E-21 TABLET 2.5MG - REFILL
05364057	GENORA TABLET 0.5/35-21
05364157	GENORA TABLET 0.5/35-28
05364155	GENORA TABLET 1/35-21
05364155	GENORA TABLET 1/35-28
05364056	GENORA TABLET 1/50-21
05364156	GENORA TABLET 1/50-28
04190410	LEVLEN TABLETS 21'S
04190411	LEVLEN TABLETS 28'S
00080078	LO/OVRAL TABLET-21
00081078	LO/OVRAL TABLET-21 - 3 PACK
00082514	LO/OVRAL TABLET-28
00710913	LOESTRIN FE 1.0/20
00710913	LOESTRIN FE 1.0/20 - REFILL
00710917	LOESTRIN FE 1.5/30
00710917	LOESTRIN FE 1.5/30 - REFILL
00710915	LOESTRIN 21 1.0/20
00710915	LOESTRIN 21 1.0/20 - REFILL
00710916	LOESTRIN 21 1.5/30
00710916	LOESTRIN 21 1.5/30 - REFILL
00621410	MICRONOR TABLET 0.35MG
00621710	MODICON-21 TABLET
00621714	MODICON-28 TABLET
04543521	N.E.E. TABLET 1/35-21
04544521	N.E.E. TABLET 1/35-28
00470929	NELOVA TABLET 0.5/35-21
00470926	NELOVA TABLET 0.5/35-28

SECTION 141.2960 HORMONES/AGENTS AFFECTING MECHANISMS: ORAL CONTRACEPTIVES (Cont'd)

Item Number	Drug Name and Strength
00470930	NELOVA TABLET 1/35-21
00470927	NELOVA TABLET 1/35-28
00332107	NOR-QD TABLET
00080075	NORDETTE-21 TABLET
00082533	NORDETTE-28 TABLET
00330111	NORINYL TABLET 1 PLUS 35-21 DAY - REFILL
04298727	NORINYL TABLET 1 PLUS 35-21 DAY
00331111	NORINYL TABLET 1 PLUS 35-28 DAY
04298728	NORINYL TABLET 1 PLUS 35-28 DAY
00332101	NORINYL TABLET 1 PLUS 50-21 DAY - REFILL
04298725	NORINYL TABLET 1 PLUS 50-21 DAY
00333101	NORINYL TABLET 1 PLUS 50-28 DAY - REFILL
04298726	NORINYL TABLET 1 PLUS 50-28 DAY
00332102	NORINYL TABLET 1 PLUS 80-21 DAY
04298723	NORINYL TABLET 1 PLUS 80-21 DAY - REFILL
00333102	NORINYL TABLET 1 PLUS 80-28 DAY
04298724	NORINYL TABLET 1 PLUS 80-28 DAY - REFILL
00332103	NORINYL TABLET 2MG
04298720	NORINYL TABLET 2MG - REFILL
00710905	NORLESTRIN FE 1/50 - REFILL
07100905	NORLESTRIN FE 1/50 - REFILL
00710907	NORLESTRIN FE 2.5/50
07100907	NORLESTRIN FE 2.5/50 - REFILL
00710904	NORLESTRIN 21 1/50
07100904	NORLESTRIN 21 1/50 - REFILL
00710901	NORLESTRIN 21 2.5/50
07100901	NORLESTRIN 21 2.5/50 - REFILL
00710903	NORLESTRIN 28 1/50
07100903	NORLESTRIN 28 1/50 - REFILL
60009903	ORAL CONTRACEPTIVES - PRODUCTS NOT OTHERWISE LISTED - LIST NAME AND MFG
00621350	ORTHO-NOVUM 2MG TAB
00621760	ORTHO-NOVUM 1/35 TAB 21'S
00622760	ORTHO-NOVUM 1/35 TAB 21'S - REFILL
00622761	ORTHO-NOVUM 1/35 TAB 28'S
00622761	ORTHO-NOVUM 1/35 TAB 28'S - REFILL
00621331	ORTHO-NOVUM 1/50 TAB 21'S
00621332	ORTHO-NOVUM 1/50 TAB 28'S
00621390	ORTHO-NOVUM 1/80 TAB 21'S
00621391	ORTHO-NOVUM 1/80 TAB 28'S
01071770	ORTHO-NOVUM 10/11 TAB 21'S
00621770	ORTHO-NOVUM 10/11 TAB 21'S - REFILL
01071771	ORTHO-NOVUM 10/11 TAB 28'S

SECTION 141.2960 HORMONES/AGENTS AFFECTING MECHANISMS: ORAL CONTRACEPTIVES (Cont'd)

Item Number	Drug Name and Strength
00621771	ORTHO-NOVUM 10/11 TAB 28'S - REFILL
00621370	ORTHO-NOVUM 10MG TAB
01071780	ORTHO-NOVUM 7/7/7 21'S
00621780	ORTHO-NOVUM 7/7/7 21'S - REFILL
01071781	ORTHO-NOVUM 7/7/7 28'S
00621781	ORTHO-NOVUM 7/7/7 28'S - REFILL
00870583	OVCON-35 TABLET (21)
00870578	OVCON-35 TABLET (28)
00870584	OVCON-50 TABLET (21)
00870579	OVCON-50 TABLET (28)
00080056	OVRAL TABLET 21'S
00081056	OVRAL TABLET 21'S - 3 PACK
00082511	OVRALE TABLET 28'S
00080062	OVRETTE TABLET 28'S
00141401	OVULEN-21 TABLET - REFILL
00143401	OVULEN-21 TABLET
00142401	OVULEN-28 TABLET
00140421	OVULEN-28 TABLET - REFILL
04190430	TRI-LEVLEN TABLETS 21'S
04190431	TRI-LEVLEN TABLETS 28'S
00333201	TRI-NORINYL TABLETS 21'S
04298719	TRI-NORINYL TABLETS 21'S - REFILL
00333211	TRI-NORINYL TABLETS 28'S
04298718	TRI-NORINYL TABLETS 28'S - REFILL
00082535	TRI-PHASIL TABLETS 21'S
00083535	TRI-PHASIL TABLETS 21'S - REFILL
00082536	TRI-PHASIL TABLETS 28'S
00083536	TRI-PHASIL TABLETS 28'S - REFILL

(Source: Amended at 13 Ill. Reg. _____, effective _____)

SECTION 141.3280 MEDICAL SUPPLIES

Item Number	Drug Name and Strength
60009931	HYPODERMIC NEEDLE-DISPOSABLE--LIST MFG, SIZE AND PRODUCT LIST NUMBER
60009930	HYPODERMIC NEEDLE-REUSEABLE--LIST MFG, SIZE AND PRODUCT LIST NUMBER
60009928	HYPODERMIC SYRINGE-GLASS--LIST MFG, SIZE AND PRODUCT LIST NUMBER

Item Number	Drug Name and Strength
*** 60009929	HYPODERMIC SYRINGE-PLASTIC DISP--LIST
*** 00031852	MFG, SIZE AND PRODUCT LIST NUMBER
*** 50008681	INSULIN PENNEEDLE FOR USE WITH NOVOPEN
*** 60009932	INSULIN SYRINGE & NEEDLE DISPOSABLE
** 60009935	INSULIN SYRINGE-GLASS REUSEABLE
	NEBULIZER (ASTHMATICS ONLY) EMPTY

(Source: Amended at 13 Ill. Reg. _____, effective _____)

Item Number	Drug Name and Strength
*** 60009922	OS OSTOMY SUPPLIES - NOT OTHERWISE LISTED - SPECIFY MFG AND LIST NUMBER
** 50008470	OS BARD 140X DISPOSABLE IRRIGATION SET
** 50008471	OS BARD 144X DISPOSABLE DRAIN SLEEVES
** 50008505	OS BARD 2252 STOMAPLAST PLUS POUCH
** 50008506	OS BARD 2253 STOMAPLAST PLUS POUCH
** 50008476	OS BARD 260X SAF-T-POUCH SET
** 50008477	OS BARD 264X SAF-T-POUCH REFILLS
** 50008480	OS BARD 274X SAF-T-POUCH REFILLS
** 50008481	OS BARD 4221 STOMAPLAST PLUS POUCH
** 50008507	OS BARD 4222 STOMAPLAST PLUS POUCH
** 50008509	OS BARD 4223 STOMAPLAST PLUS POUCH
** 50008486	OS BARD 613X KARAYA WASHER
** 50008485	OS BARD 614X KARAYA WASHER 3 3/4 OD
** 50008489	OS BARD 6540 ADH SQ W/CRIXILINE 4X4
** 50008490	OS BARD 6580 ADH SQ W/CRIXILINE 8X8
** 50008491	OS BARD 6590 ADHESIVE STRIPS 6X7/8
** 50008492	OS BARD 672X SAF-T-POUCH ADHES GASKETS
** 50008493	OS BARD 8110 SAF-T-BELT
** 50008494	OS BARD 8120 SNAP-TITE BELT
** 50008495	OS BARD 8230 KARAYA POWDER 3.5OZ
** 50008496	OS BARD 8240 KARAYA POWDER 14OZ
** 50008498	OS BARD 8520 ADHESIVE SOLVENT 8OZ CAN
** 50008499	OS BARD 8530 ADHESIVE SOLVENT 32OZ CAN
** 50008500	OS BARD 8540 DEODORANT 2OZ BOTTLE
** 50008501	OS BARD 8550 DEODORANT 8OZ BOTTLE
** 50008502	OS BARD 871X GASKET PLASTIC REINFORCE
** 50008503	OS BARD 8720 FACE PLATE SOFT
** 50008504	OS BARD 8730 FACE PLATE HARD

Item Number	Drug Name and Strength
** 50007742	OS BARD 960001 REG COLOSTOMY POUCH NO. 1
** 50007741	OS BARD 960002 REG COLOSTOMY POUCH NO. 2
** 50007740	OS BARD 960003 REG COLOSTOMY POUCH NO. 3
** 50007739	OS BARD 960004 REG COLOSTOMY POUCH NO. 4
** 50007747	OS BARD 960101 EXTRA COLOSTOMY POUCH NO. 1
** 50007746	OS BARD 960102 EXTRA COLOSTOMY POUCH NO. 2
** 50007745	OS BARD 960103 EXTRA COLOSTOMY POUCH NO. 3
** 50007722	OS BARD 960201 REG ILEOSTOMY POUCH NO. 20
** 50007730	OS BARD 960202 EXTRA ILEOSTOMY POUCH 20
** 50007721	OS BARD 960301 REG ILEOSTOMY POUCH NO. 30
** 50007729	OS BARD 960302 EXTRA ILEOSTOMY POUCH 30
** 50007727	OS BARD 960401 EXTRA ILEO B POUCH
** 50007723	OS BARD 960402 BELT-ADJUST SUPPORT PLATE
** 50007725	OS BARD 960403 EXTRA ILEO B MINI POUCH
** 50007726	OS BARD 960405 EXTRA ILEO B POUCH
** 50007724	OS BARD 960406 EXTRA ILEO B POUCH 60MM
** 50007714	OS BARD 960420 ADJUSTABLE BELT
** 50007738	OS BARD 961001 DELUXE IRRIGATION SET
** 50007734	OS BARD 961002 EXTRA SECURITY POUCH
** 50007731	OS BARD 961003 IRRIGATION SLEEVES
** 50007720	OS BARD 961004 KARAYA RINGS
** 50007733	OS BARD 961008 EXTRA SECURITY POUCH
** 50007737	OS BARD 961010 COLO-TIP FOR IRRIG SET
** 50007736	OS BARD 961011 IRRIGATOR BAG-VALVE/TUBE
** 50007735	OS BARD 961012 FACE PLATE FOR IRRIG SET
** 50007719	OS BARD 961015 STOMA URINE BAG ADULT
** 50007718	OS BARD 961016 STOMA URINE BAG MEDIUM
** 50007717	OS BARD 961017 STOMA URINE BAG PEDIATRIC
** 50007732	OS BARD 961020 EXTRA SECURITY POUCH 60MM
** 50007716	OS BARD 962901 RETAIL APPLIANCE KIT 10MM
** 50007715	OS BARD 962905 RETAIL APPLIANCE KIT 40MM
** 50007744	OS BARD 963002 CERTAIN STANDARD POUCH
** 50007743	OS BARD 963003 CERTAIN LARGE POUCH
** 50007712	OS CONVA 021712 STOMAHESIVE COVERING 4X4
** 50007711	OS CONVA 021715 STOMAHESIVE COVERING 8X8
** 50007846	OS CONVA 021915 ACCUSEAL ADAPTER
** 50007851	OS CONVA 02192X SUR-FIT UROSTOMY POUCH W/ACCUSEAL TAP TRANSPARENT STANDARD
** 50007848	OS CONVA 02193X SUR-FIT UROSTOMY POUCH WITH ACCUSEAL TAP OPAQUE STANDARD
** 50007850	OS CONVA 021930 SUR-FIT UROSTOMY POUCH 100MM (4") FLANGE W/ACCUSEAL TAP
** 50007847	OS CONVA 021940 SUR-FIT UROSTOMY POUCH 100MM (4") FLANGE W/ACCUSEAL TAP

DEPARTMENT OF PUBLIC AID

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SECTION 141.3600 OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007849	OS CONVA 02195X SUR-FIT UROSTOMY POUCH
** 50007873	WITH ACCUSEAL TAP OPAQUE SMALL
** 50007872	OS CONVA 022340 STOMAHESIVE WAFER SURFIT
** 50007864	5"x5" WAFER W/2-3/4" SUR-FIT FLANGE
** 50007867	OS CONVA 022341 STOMAHESIVE WAFER SURFIT
** 50007866	6"x6" WAFER W/4" SUR-FIT FLANGE
** 50007868	OS CONVA 022353 SUR-FIT DRAINABLE POUCH
** 50007871	14" TRANSPARENT WITH 4" FLANGE
** 50007870	OS CONVA 022370 STOMAHESIVE WAFER 4"x4"
** 50007869	WITH 2-3/4" SUR-FIT ACCORDIAN FLANGE
** 50007834	OS CONVA 022380 STOMAHESIVE WAFER 5"x5"
** 50007833	WITH 4" SUR-FIT ACCORDIAN FLANGE
** 50007831	OS CONVA 02252X SUR-FIT FLEXIBLE FLANGE
** 50007830	OS CONVA 02256X DURAHEIVE WAFER
** 50007858	4"x4" WITH LOW PROFILE FLANGE
** 50007829	OS CONVA 022569 DURAHEIVE WAFER
** 50007857	5"x5" WITH 2-3/4" SUR-FIT FLANGE
** 50007856	OS CONVA 022570 DURAHEIVE WAFER
** 50007854	6"x6" WITH 4" SUR-FIT FLANGE
** 50007841	OS CONVA 0227XX ACTIVE LIFE ONE-PIECE
** 50007832	DRAINABLE POUCH 12" OPAQUE
** 50007852	OS CONVA 0227XX ACTIVE LIFE ONE-PIECE
** 50007853	DRAINABLE POUCH 12" TRANSPARENT
	OS CONVA 0227XX ACTIVE LIFE ONE-PIECE
	DRAINABLE POUCH 12" TRANSPARENT
	OS CONVA 022703 ACTIVE LIFE ONE-PIECE
	CLOSED-END POUCH OPAQUE
	OS CONVA 022706 ACTIVE LIFE ONE-PIECE
	CLOSED-END POUCH TRANSPARENT
	OS CONVA 02271X VISI-FLOW IRRIGATION
	STARTER SET
	OS CONVA 022710 ACTIVE LIFE ONE-PIECE
	STOMA CAP
	OS CONVA 022735 VISI-FLOW IRRIGATOR
	WITH STOMA CONE
	OS CONVA 022736 VISI-FLOW STOMA CONE
	OS CONVA 02274X SUR-FIT IRRIGATION
	ADAPTER FACEPLATE
	OS CONVA 02275X ACTIVE LIFE ONE-PIECE
	DRAINABLE POUCH 10" OPAQUE
	OS CONVA 022771 ACTIVE LIFE ONE-PIECE
	DRAINABLE CUSTOM POUCH 12" TRANSPARENT
	OS CONVA 02423X SUR-FIT UROSTOMY POUCH
	TRANSPARENT SMALL
	OS CONVA 02423X SUR-FIT UROSTOMY POUCH
	TRANSPARENT STANDARD

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SECTION 141.3600 OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007860	OS CONVA 02425X SUR-FIT IRRIGATION SLEEVE
** 50007859	OS CONVA 02426X SUR-FIT FLANGE CAP
** 50007862	OS CONVA 02547X SUR-FIT DRAINABLE POUCH
** 50007863	10" OPAQUE WITHOUT FABRIC PANEL
** 50007876	OS CONVA 02547X SUR-FIT DRAINABLE POUCH
** 50007826	12" OPAQUE WITHOUT FABRIC PANEL
** 50007827	OS CONVA 025510 STOMAHESIVE POWDER 30GM
** 50007825	OS CONVA 0256XX STOMAHESIVE SUR-FIT 4X4
** 50007823	OS CONVA 02562X SUR-FIT CLOSED POUCH OPQ
** 50007824	OS CONVA 02563X SUR-FIT DRAIN PCH 12" TR
** 50007865	OS CONVA 02564X SUR-FIT DRAIN PCH 12" OP
** 50007861	OS CONVA 02569X SUR-FIT DRAIN PCH 10" OP
** 50007845	10" OPAQUE
** 50007844	OS CONVA 02577X SUR-FIT MINI-POUCH
** 50007828	OS CONVA 027060 SUR-FIT NIGHT DRAINAGE
** 50007874	CONTAINER SET
** 50007875	OS CONVA 027061 SUR-FIT NIGHT DRAINAGE
** 50007855	CONTAINER COVER
** 50007842	OS CONVA 175510 APPLIANCE BELT ADJUST
** 50007843	OS CONVA 175600 SUR-FIT TAIL CLOSURES
** 50008478	FOR USE WITH 025470 THRU 025479 ONLY
** 50008479	OS CONVA 175635 SUR-FIT/ACTIVE LIFE
** 50008487	TAIL CLOSURES
** 50008488	OS CONVA 175650 SUR-FIT IRRIGATION
** 50008472	SLEEVE TAIL CLOSURE
** 50008473	OS CONVA 1801XX SUR-FIT POUCH COVERS
** 50008474	OS CONVA 183910 STOMAHESIVE PASTE 60GM
** 50008475	OS CONVA 1850XX SUR-FIT DISPOSABLE
** 50008476	CONVEX INSERTS
** 50008477	OS DIAM SHAM SAF-T-POUCH SET C O B F 270
** 50008478	OS DIAM SHAM SAF-T-POUCH SET C 4 SBS 271
** 50008479	OS DIAM SHAM SKIN BARRIER SEAL 628
** 50008480	OS DIAM SHAM SKIN BARRIER SEAL 629
** 50008481	OS DIAM SHAM STOMAPLAST PLUS BAG 2251
** 50008482	OS DIAM SHAM STOMAPLAST PLUS CR BAG 226
** 50008483	OS DIAM SHAM STOMAPLAST PLUS CR BAG 227
** 50008484	OS DIAM SHAM STOMAPLAST PLUS CR BAG 228
** 50008485	OS DIAM SHAM STOMAPLAST PLUS CRDS BG 426
** 50008486	OS DIAM SHAM STOMAPLAST PLUS CRDS BG 427
** 50008487	OS DIAM SHAM STOMAPLAST PLUS CRDS BG 428
** 50008488	OS DIAM SHAM SUPER BOND CEMENT 40Z 8510
** 50008489	OS HOLL ADJUSTABLE OSTOMY BELT
** 50008490	OS HOLL ADH DRAINABLE OPAQUE SERIES 749

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SECTION 141.3600 OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007788	OS HOLL ADHESIVE SECURITY POUCH 714
** 50007789	OS HOLL ADHESIVE STOMA BAG 717
** 50007752	OS HOLL DILATOR GLOVE 7741
** 50007784	OS HOLL IRRIGATION SET 733
** 50007785	OS HOLL IRRIGATOR 7201
** 50007777	OS HOLL KARAYA SEAL DRAINABLE STOM BG725
** 50007780	OS HOLL KARAYA SEAL DRAINABLE STOM BG726
** 50007776	OS HOLL KARAYA SEAL DRN STOM BG C ADH723
** 50007773	OS HOLL KARAYA SEAL DRN STOM BG C ADH724
** 50007791	OS HOLL REGULAR STOMA BAG 710
** 50007761	OS HOLL UROSTOMY BAG C ADHESIVE ONLY 744
** 50007764	OS HOLL UROSTOMY BAG C KARAYA SEAL 741
** 50002556	OS HOLL 141X LO-PROFILE UROSTOMY POUCH W/MICROPOROUS II ADHESIVE AND GASKET
** 50002581	OS HOLL 142X LO-PROFILE UROSTOMY POUCH W/MICROPOROUS II ADHESIVE
** 50002555	OS HOLL 143X LO-PROFILE UROSTOMY POUCH W/MICROPOROUS II KARAYA 5 SEAL/GASKET
** 50008270	OS HOLL 227X FILTER STOMA POUCH WITH STANDARD ADHESIVE
** 50007836	OS HOLL 300X SECURE ADHESIVE OSTOMY SYSTEM POUCH CLEAR
** 50007837	OS HOLL 304X SECURE ADHESIVE OSTOMY SYSTEM POUCH OPAQUE
** 50007838	OS HOLL 311X KARAYA SEAL DRAINABLE STOMA POUCH SHORT 12" OPAQUE
** 50007839	OS HOLL 313X KARAYA SEAL DRAINABLE STOMA POUCH BRIEF 9" OPAQUE
** 50008271	OS HOLL 314X FILTER SECURITY POUCH WITH MICROPOROUS ADHESIVE
** 50002591	OS HOLL 318X STOMA CAP W/MICROPOROUS ADHESIVE 2" or 3"
** 50008268	OS HOLL 322X KARAYA SEAL DRAINABLE STOMA POUCH SHORT 12" REGULAR
** 50008269	OS HOLL 323X KARAYA SEAL DRAINABLE STOMA POUCH BRIEF 9" REGULAR
** 50008267	OS HOLL 327X KARAYA SEAL DRAINABLE STOMA POUCH MEDIUM 16" REGULAR
** 50008272	OS HOLL 332X KARAYA SEAL STOMA POUCH W/KARAYA 5 RING MICROPOROUS ADH FLTR
** 50002589	OS HOLL 350X PREMIUM CLOSED POUCH WITH MICROPOROUS II ADH DEOD FLTR QUFILM
** 50002587	OS HOLL 353X PREMIUM CLOSED POUCH WITH KARAYA 5 MICROPOROUS II FLTR FILM OP

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SECTION 141.3600 OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50002588	OS HOLL 354X PREMIUM CLOSED POUCH WITH SYN RING MICROPOROUS II FLTR OPQFLM
** 50002586	OS HOLL 355X PREMIUM CLOSED POUCH WITH KARAYA 5 MICROPOROUS II FILTER FILM
** 50002543	OS HOLL 360X PREMIUM DRAINABLE POUCH WITH KARAYA 5 SEAL, MICROPOROUS II
** 50002540	OS HOLL 363X FIRSTCHOICE DRAINABLE POUCH SYNTHETIC BARRIER CUSHION FIT
** 50002541	OS HOLL 364X PREMIUM DRAINABLE POUCH WITH SYNTHETIC SEAL RING MICROPOROUS
** 50002548	OS HOLL 366X PREMIUM DRAINABLE POUCH WITH REPLACEMENT FILTER
** 50002538	OS HOLL 370X TWO-PIECE OSTOMY SYSTEM SKIN BARRIER W/FLANGE 1 1/2" -- 2 3/4"
** 50002537	OS HOLL 3706 TWO-PIECE OSTOMY SYSTEM SKIN BARRIER W/FLANGE 4" FLANGE
** 50002736	OS HOLL 380X TWO-PIECE OSTOMY SYSTEM REG DRN POUCH W/FLANGE 1 1/2" -- 2 3/4"
** 50002533	OS HOLL 3806 TWO-PIECE OSTOMY SYSTEM REG DRAINABLE POUCH W/FLANGE 4" FLANGE
** 50002735	OS HOLL 381X TWO-PIECE OSTOMY SYSTEM OPQ DRN POUCH W/FLANGE 1 1/2" -- 2 3/4"
** 50002532	OS HOLL 3816 TWO-PIECE OSTOMY SYSTEM OPQ DRAINABLE POUCH W/FLANGE 4" FLANGE
** 50002529	OS HOLL 382X TWO-PIECE OSTOMY SYSTEM IRRIGATOR DRAIN
** 50002531	OS HOLL 390X TWO-PIECE OSTOMY SYSTEM PREMIUM UROSTOMY POUCH W/FLANGE
** 50008273	OS HOLL 412X HOLLIGARD SEAL STOMA POUCH WITH MICROPOROUS ADHESIVE AND FILTER
** 50007757	OS HOLL 7035 APPLIANCE COVER CLOSED BAGS
** 50007756	OS HOLL 7037 APPLIANCE COVER DRAIN BAG
** 50007790	OS HOLL 713X MINI POUCH
** 50007792	OS HOLL 716X KARAYA SEAL STOMA POUCH WITH KARAYA 5 SEAL RING
** 50007787	OS HOLL 718X REGULAR STOMA CAP
** 50007786	OS HOLL 719X STOMA IRRIGATOR DRAIN
** 50007779	OS HOLL 721X KARAYA SEAL DRAINABLE STOMA POUCH WITH KARAYA 5 RING SHORT 12"
** 50007775	OS HOLL 722X KARAYA SEAL DRAINABLE STOMA POUCH WITH KARAYA 5 SHORT 12"
** 50007774	OS HOLL 727X KARAYA SEAL DRAINABLE STOMA POUCH WITH KARAYA 5 MEDIUM 16"

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SECTION 141.3600

OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007778	OS HOLL 728X KARAYA SEAL DRAINABLE STOMA POUCH WITH KARAYA 5 RING MEDIUM 16"
** 50002584	OS HOLL 7328 STANDARD UROSTOMY DRAIN TUB
** 50007760	OS HOLL 7328 UROSTOMY DRAIN TUBE STANDRD
** 50002583	OS HOLL 7330 UROSTOMY DRAIN TUBE
** 50002582	OS HOLL 7331 UROSTOMY DRAIN TUBE ADAPTER
** 50007769	OS HOLL 734X LOOP OSTOMY DRAINABLE POUCH
** 50007770	OS HOLL 734X LOOP OSTOMY GASKET ASSEMBLY
** 50007768	OS HOLL 734X LOOP OSTOMY STARTER SET
** 50007759	OS HOLL 739X KARAYA SEAL RING
** 50007767	OS HOLL 740X UROSTOMY POUCH BRIEF 9"
** 50007771	OS HOLL 742X ADHESIVE DRAINABLE STOMA POUCH MEDIUM 16"
** 50007772	OS HOLL 743X ADHESIVE DRAINABLE STOMA POUCH SHORT 12"
** 50007765	OS HOLL 745X UROSTOMY POUCH MEDIUM 12"
** 50007762	OS HOLL 746X UROSTOMY POUCH WITH KARAYA 5 SEAL RING MEDIUM 16"
** 50007766	OS HOLL 747X UROSTOMY POUCH SHORT 12"
** 50007763	OS HOLL 748X UROSTOMY POUCH WITH KARAYA 5 SEAL RING SHORT 12"
** 50007835	OS HOLL 7700 HOLLIHESIVE SKIN BARRI 4X4
** 50002599	OS HOLL 7701 HOLLIHESIVE SKIN BARRIER 8" X 8" NON-STERILE
** 50002600	OS HOLL 7708 HOLLISEAL SKIN BARRIER 4" X 4"
** 50007781	OS HOLL 772X COMBINATION CONE/TUBE IRRIGATION STARTER SET 2" OR 3"
** 50007783	OS HOLL 772X COMBINATION CONE/TUBE STOMA IRRIGATOR DRAIN 2" OR 3"
** 50007782	OS HOLL 7721 COMBINATION CONE/TUBE IRRIGATION KIT
** 50002592	OS HOLL 7723 STOMA CONE REPLACEMENT UNIT W/CONNECTOR AND INSTRUCTIONS
** 50007755	OS HOLL 7730 MEDICAL ADHESIVE 6OZ CAN
** 50007754	OS HOLL 7731 MEDICAL ADHESIVE REMOVER 6OZ SPRAY CAN
** 50007753	OS HOLL 7740 STOMA LUBRICANT 4OZ BOTTLE
** 50002605	OS HOLL 7755 UNIVERSAL REMOVER FOR ADHESIVES AND BARRIERS 6OZ BOTTLE
** 50002606	OS HOLL 7760 UNIVERSAL REMOVER WIPES FOR ADHESIVES AND BARRIERS-CARTON OF 50
** 50007751	OS HOLL 7765 DRAINABLE POUCH CLAMP
** 50002549	OS HOLL 7766 REPLACEMENT FILTERS FOR PREMIUM DRAINABLE POUCH

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OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50002622	OS HOLL 7770 PREMIUM DRAINABLE POUCH CLAMP FOR PREMIUM AND QUIET FILM
** 50002593	OS HOLL 7800 PREMIUM SKIN BARRIER 4" X 4" NON-STERILE
** 50002598	OS HOLL 7801 PREMIUM SKIN BARRIER 8" X 8" NON-STERILE
** 50008266	OS HOLL 7905 KARAYA POWDER 2.5 OZ BOTTLE
** 50007749	OS HOLL 7910 KARAYA PASTE 4.5 OZ TUBE
** 50007750	OS HOLL 7916 SKIN GEL 1 OZ TUBE
** 50002619	OS HOLL 7917 SKIN GEL PROTECTIVE DRESSING WIPES-CARTON OF 50
** 50002604	OS HOLL 7918 SKIN GEL SPRAY 4OZ BOTTLE
** 50007748	OS HOLL 7919 KARAYA PASTE 2 OZ TUBE
** 50002602	OS HOLL 7920 HOLLIHESIVE PASTE 4.5OZ
** 50002601	OS HOLL 7930 PREMIUM PASTE 2OZ TUBE
** 50002603	OS HOLL 9760 POST-OP POUCH W/MICROPOROUS II ADHESIVE AND ATTACHED CLOSURE
** 50002539	OS HOLL 9765 PEDIATRIC POUCH
** 50007501	OS NUHOPE 2101 REUSABLE URINARY POUCH STYLE A
** 50007502	OS NUHOPE 2102 REUSABLE URINARY POUCH STYLE A W/VALVE
** 50007503	OS NUHOPE 2111 REUSABLE URINARY POUCH STYLE B
** 50007504	OS NUHOPE 2115 REUSABLE URINARY POUCH STYLE C
** 50007505	OS NUHOPE 2118 REUSABLE URINARY POUCH STYLE D
** 50007506	OS NUHOPE 2125 REUSABLE URINARY POUCH STYLE H
** 50007507	OS NUHOPE 2126 REUSABLE URINARY POUCH STYLE H W/VALVE
** 50007508	OS NUHOPE 22XX BASE PLATE AND RING SET
** 50007509	OS NUHOPE 23XX ADHERING TAPE DISC
** 50007510	OS NUHOPE 2313 ADHERING TAPE DISC 1-5/8"
** 50007511	OS NUHOPE 2330 REGULAR ADHERING TAPE STRIPS
** 50007512	OS NUHOPE 2332 EXTRA WIDE ADHERING TAPE STRIPS
** 50007513	OS NUHOPE 2334 EXTRA LONG ADHERING TAPE STRIPS
** 50007514	OS NUHOPE 2400 ADHESIVE 3OZ BOTTLE W/APPLICATOR
** 50007515	OS NUHOPE 2401 ADHESIVE 1OZ BOTTLE W/APPLICATOR
** 50007516	OS NUHOPE 2408 CLEANING SOLVENT 4OZ
** 50007517	OS NUHOPE 2410 CLEANING SOLVENT 16OZ
** 50007518	OS NUHOPE 2427 THINNING SOLVENT 2OZ
** 50007519	OS NUHOPE 2500 THIN RUBBER STOMA SEALS
** 50007520	OS NUHOPE 251X CLOTH COVER FOR 12OZ or 20OZ

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SECTION 141.3600 OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007521	OS NUHOPE 2513 CLOTH COVER FOR 300Z
** 50007522	OS NUHOPE 252X HOLE CUTTER TOOL 1/2" THRU 1-1/8"
** 50007523	OS NUHOPE 253X HOLE CUTTER TOOL 1-1/4" THRU 1-1/2"
** 50007524	OS NUHOPE 253X HOLE CUTTER TOOL 1-3/4" THRU 2"
** 50007525	OS NUHOPE 2540 REGULAR VALVE SET
** 50007526	OS NUHOPE 2543 EXTRA WIDE VALVE SET
** 50007527	OS NUHOPE 2546 LONG CURVED VALVE SET
** 50007528	OS NUHOPE 2550 DRYING HANGER
** 50007529	OS NUHOPE 2555 STANDARD SHORT SHIELD
** 50007530	OS NUHOPE 2556 EXTRA LARGE SUPPORT SHIELD
** 50007531	OS NUHOPE 2600 1" ELASTIC BELT W/PLASTIC BUCKLES
** 50007532	OS NUHOPE 2605 1" ELASTIC BELT W/METAL BUCKLES
** 50007533	OS NUHOPE 2610 1-1/2" ELASTIC BELT W/PLASTIC BUCKLES
** 50007534	OS NUHOPE 2615 1-1/2" ELASTIC BELT W/METAL BUCKLES
** 50007535	OS NUHOPE 2630 1" RUBBER BELT W/PLASTIC BUCKLES
** 50007536	OS NUHOPE 266X SUPPORT BELT 4"
** 50007538	OS NUHOPE 3101 REUSABLE DRAINABLE POUCH STYLE E
** 50007539	OS NUHOPE 3103 REUSABLE DRAINABLE POUCH STYLE F
** 50007540	OS NUHOPE 3142 CRYOVAC DISPOSABLE POUCH
** 50007541	OS NUHOPE 3200 KARAYA GUM POWDER 3.5OZ SQUEEZE BOTTLE
** 50007542	OS NUHOPE 3205 KARAYA GUM POWDER 1/2OZ SQUEEZE BOTTLE
** 50007543	OS NUHOPE 3208 KARAYA GUM POWDER 1LB BOTTLE
** 50007544	OS NUHOPE 3220 CARBO ZINC 6OZ JAR
** 50007545	OS NUHOPE 4003 PHARMASEAL DRAINAGE CONTAINER
** 50007546	OS NUHOPE 4008 NU-CREAM 2OZ JAR
** 50007547	OS NUHOPE 4010 NU-CREAM 1OZ TUBE
** 50007548	OS NUHOPE 4020 NU-GARD SKIN BARRIER WIPES
** 50007549	OS NUHOPE 50XX DUALSTICK ADHESIVE PAD
** 50007550	OS NUHOPE 62XX CONVEX INSERTS PACK OF 10
** 50007551	OS NUHOPE 65XX 3" SUPPORT BELT
** 50007553	OS NUHOPE 66XX 6" SUPPORT BELT
** 50007554	OS NUHOPE 66XX 9" SUPPORT BELT

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Item Number	Drug Name and Strength
** 50007555	OS NUHOPE 71XX ODORPROOF BRIEF POST OP DRAINABLE 12OZ POUCH
** 50007556	OS NUHOPE 71XX NU-FLEX DRAINABLE MINI POUCH 8OZ
** 50007557	OS NUHOPE 72XX ODORPROOF ADULT POST OP DRAINABLE 24OZ POUCH
** 50007558	OS NUHOPE 73XX ODORPROOF BRIEF NU-SELF (OPAQUE) 12OZ DRAINABLE POUCH
** 50007559	OS NUHOPE 74XX ODORPROOF ADULT NU-SELF (OPAQUE) 24OZ DRAINABLE POUCH
** 50007560	OS NUHOPE 77XX BRIEF NU-FLEX DRAIN POUCH 12OZ
** 50007561	OS NUHOPE 77XX-FV BRIEF NU-FLEX DRAIN POUCH POUCH WITH FLUTTER VALVE 12OZ
** 50007562	OS NUHOPE 7854 ADULT NU-FLEX DRAIN POUCH TAPE DISC
** 50007563	OS NUHOPE 7854-FV ADULT NU-FLEX DRAIN POUCH TAPE DISC WITH FLUTTER VALVE
** 50007564	OS NUHOPE 79XX ADULT NU-FLEX DRAIN POUCH 22OZ
** 50007565	OS NUHOPE 79XX-FV ADULT NU-FLEX DRAIN POUCH WITH FLUTTER VALVE 22OZ
** 50007566	OS NUHOPE 81XX BRIEF POST-OP DRAINABLE POUCH 12OZ
** 50007567	OS NUHOPE 8134 NU-FLEX MINI-POUCH 6OZ
** 50007568	OS NUHOPE 8134-FV NU-FLEX MINI-POUCH WITH FLUTTER VALVE 6OZ
** 50007569	OS NUHOPE 81XX BRIEF POST-OP URINARY POUCH 12OZ
** 50007570	OS NUHOPE 81XX-TS BRIEF POST-OP URINARY TRIM SHIELD POUCH 12OZ
** 50007571	OS NUHOPE 81XX-FV BRIEF POST-OP URINARY POUCH WITH FLUTTER VALVE 12OZ
** 50007572	OS NUHOPE 82XX ADULT POST-OP DRAINABLE POUCH 24OZ 1/2" THROUGH 2" OPENING
** 50007573	OS NUHOPE 82XX ADULT POST-OP DRAINABLE POUCH 24OZ 2-1/4" THROUGH 3" OPENING
** 50007574	OS NUHOPE 82XX ADULT POST-OP URINARY POUCH 24OZ 1/2" THROUGH 2" OPENING
** 50007575	OS NUHOPE 82XX ADULT POST-OP URINARY POUCH 24OZ 2-1/4" THROUGH 3" OPENING
** 50007576	OS NUHOPE 82XX-TS ADULT POST-OP URINARY TRIM SHIELD POUCH 24OZ
** 50007577	OS NUHOPE 82XX-FV ADULT POST-OP URINARY POUCH WITH FLUTTER VALVE 24OZ

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SECTION 141.3600 OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 50007578	OS NUHOPE 8316 DOUBLE BARRELL POST-OP DRAINABLE POUCH
** 50007579	OS NUHOPE 83XX DUALSTICK DRAIN 4" X 12"
** 50007580	OS NUHOPE 8395 DUALSTICK DRAIN 11" X 27"
** 50007581	OS NUHOPE 84XX ADULT HI-POCKETS DRAINABLE POUCH 24OZ
** 50007582	OS NUHOPE 84XX ADULT HI-POCKETS URINARY POUCH 24OZ
** 50007583	OS NUHOPE 84XX-FV ADULT HI-POCKETS URINARY POUCH WITH FLUTTER VALVE
** 50007584	OS NUHOPE 85XX BRIEF HI-POCKETS DRAINABLE POUCH 12OZ
** 50007585	OS NUHOPE 85XX BRIEF HI-POCKETS URINARY POUCH 12OZ
** 50007586	OS NUHOPE 86XX COLOSTOMY POUCH
** 50007587	OS NUHOPE 87XX ADULT NU-SELF DRAINABLE POUCH 24OZ
** 50007588	OS NUHOPE 88XX BRIEF NU-SELF DRAINABLE POUCH 12OZ
** 11700201	OS SWEEN 0201 SWEEN CREAM 57GM JAR/TUBE
** 11700216	OS SWEEN 0216 SWEEN CREAM 142GM JAR/TUBE
** 11700925	OS SWEEN 0925 SWEEN PREP 59ML
** 11700926	OS SWEEN 0926 SWEEN PREP 118ML
** 11700951	OS SWEEN 0951 PURI-CLENS 59ML
** 11700971	OS SWEEN 0971 PURI-CLENS 118ML
** 11701001	OS SWEEN 1001 PERI-CARE OINTMENT 57GM JAR
** 11701002	OS SWEEN 1002 PERI-CARE OINTMENT 227GM JAR
** 11701005	OS SWEEN 1005 PERI-CARE OINTMENT 50GM TUBE
** 11701006	OS SWEEN 1006 PERI-CARE OINTMENT 142GM TUBE
** 11701021	OS SWEEN 1021 PERI-CARE OINTMENT 14GM TUBE
** 11701321	OS SWEEN 1321 MICRO-GUARD SKIN CREAM 57GM
** 11701332	OS SWEEN 1332 MICRO-GUARD SKIN CREAM 14GM
** 11701400	OS SWEEN 1400 PERI-WASH 237ML
** 11701410	OS SWEEN 1410 PERI-WASH 118ML
** 11701452	OS SWEEN 1452 PERI-WASH II 118ML
** 11701453	OS SWEEN 1453 PERI-WASH II 237ML
** 11701523	OS SWEEN 1523 O.A.D. OSTOMY APPLIANCE DEODORANT 37ML
** 11701525	OS SWEEN 1525 O.A.D. OSTOMY APPLIANCE DEODORANT 237ML
** 11701527	OS SWEEN 1527 O.A.D. OSTOMY APPLIANCE DEODORANT 118ML
** 11701571	OS SWEEN 1571 O.A.D. SWEEN-A-PEEL WAFER SKIN PROTECTANT 4" X 4" 5 WAFERS

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SECTION 141.3600 OSTOMY SUPPLIES (Cont'd)

Item Number	Drug Name and Strength
** 11701579	OS SWEEN 1579 SWEEN-A-PEEL WAFER SKIN PROTECTANT 12" X 12" 1 WAFER
** 11701921	OS SWEEN 1921 KARAYA POWDER STERILIZED 85GM
** 11702041	OS SWEEN 2041 SWEEN PREP WIPES BOX OF 54
** 50008469	OS UNITED 1025 BONGORT SPECIAL PED DRAIN
** 50008468	OS UNITED 1044 MAX-E POUCH OPEN END HOR
** 50008467	OS UNITED 1075 BONGORT PF URIN DIVER PCH
** 50008466	OS UNITED 1076 BONGORT PF URIN DIVER PCH
** 50008465	OS UNITED 1085 SPEC ODOR-BARRIER DRAIN
** 50008464	OS UNITED 1802 COLOSET POUCH
** 50008463	OS UNITED 1805 COLOSET POUCH
** 50008462	OS UNITED 2453 HYPALON FACEPLACE CONVEX
** 50008461	OS UNITED 251X FEATHER-LITE VINYL POUCH
** 50008460	OS UNITED 256 FEATHER-LITE O-P ILEO PCH
** 50008459	OS UNITED 2564 FEATHER-LITE ODRPRF ILEO
** 50008458	OS UNITED 2687 UNIVERSAL ADH GASKETS 3X4
** 50008457	OS UNITED 3006 FEATHER-LITE URINE POUCH
** 50008456	OS UNITED 3120 BEAD-O-RING
** 50008455	OS UNITED 3135 HYPALON FACEPLATE CONVEX
** 50008454	OS UNITED 3206 FEATHER-LITE URINE POUCH
** 50008453	OS UNITED 3406 FEATHER-LITE URINE POUCH
** 50008452	OS UNITED 4000 SKIN-BOND CEMENT 4OZ
** 50008451	OS UNITED 4020 UNISOLVE ADH REMOVER 8 OZ
** 50008450	OS UNITED 4050 URI-KLEEN DEODOR DET 16 OZ
** 50008449	OS UNITED 4060 KARAYA GUM POWDER 2.5 OZ
** 50008448	OS UNITED 4120 BANISH LIQ DEODORANT 37ML
** 50008447	OS UNITED 4121 BANISH LIQ DEOD 237ML
** 50008446	OS UNITED 4202 SKIN-PREP AEROSOL 170GM
** 50008445	OS UNITED 4204 SKIN-PREP WIPES
** 50008444	OS UNITED 4305 SEAL-TITE GASKETS
** 50008443	OS UNITED 4412 TAIL CLOSURE ADULT
** 50008442	OS UNITED 4430 UNIWASH SKIN CLEANSER
** 50008441	OS UNITED 4435 UNIDERM MOISTURIZER 3 OZ
** 50008440	OS UNITED 4440 UNISALVE OINTMENT 2.47 OZ
** 50008438	OS UNITED 8150 UNITIP COLO IRRIG SET
** 50008437	OS UNITED 8152 COMB-TIP COLO IRRIG SET
** 50008436	OS UNITED 8404 CONVERT-A-POUCH SOFT FACE

(Source: Amended at 13 Ill. Reg. _____, effective _____)

Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 50006630	AMITRIPTYLINE HCL INJ 10MG/ML 10ML VIAL	** 50005940	CHLORPROMAZINE CAPSULE SR 30MG
** 50002710	AMITRIPTYLINE HCL TABLET 10MG	** 50005959	CHLORPROMAZINE CAPSULE SR 75MG
** 50002725	AMITRIPTYLINE HCL TABLET 25MG	** 50005960	CHLORPROMAZINE CAPSULE SR 150MG
** 50002750	AMITRIPTYLINE HCL TABLET 50MG	** 50005961	CHLORPROMAZINE CAPSULE SR 200MG
** 50002775	AMITRIPTYLINE HCL TABLET 75MG	** 50005962	CHLORPROMAZINE CAPSULE SR 300MG
** 50002800	AMITRIPTYLINE HCL TABLET-100MG	** 50006010	CHLORPROMAZINE CONCENTRATE 30MG/ML 120ML
** 50002850	AMITRIPTYLINE HCL TABLET-150MG	** 50006012	CHLORPROMAZINE CONCENTRATE 100MG/ML 240ML
** 50004635	DESIPRAMINE HCL CAPSULE OR TABLET 10MG	** 50000065	CHLORPROMAZINE INJECTION 25MG/ML 10ML VIAL
** 50001815	DESIPRAMINE HCL CAPSULE OR TABLET 25MG	** 50000066	CHLORPROMAZINE INJECTION 25MG/ML 10ML AMP
** 50001816	DESIPRAMINE HCL CAPSULE OR TABLET 50MG	** 50000068	CHLORPROMAZINE INJECTION 50MG/2ML AMP
** 50001822	DESIPRAMINE HCL CAPSULE OR TABLET 75MG	** 50005991	CHLORPROMAZINE SUPPOSITORY 25MG
** 50001824	DESIPRAMINE HCL CAPSULE OR TABLET 100MG	** 50005983	CHLORPROMAZINE SYRUP 10MG/5ML 120ML
** 50001826	DESIPRAMINE HCL CAPSULE OR TABLET 150MG	** 50005908	CHLORPROMAZINE TABLET 10MG
** 50005359	DOXEPIN HCL CONCENTRATE 10MG/ML 120ML	** 50005916	CHLORPROMAZINE TABLET 25MG
** 50005352	DOXEPIN HCL CAPSULE 10MG	** 50005924	CHLORPROMAZINE TABLET 50MG
** 50005353	DOXEPIN HCL CAPSULE 25MG	** 50005932	CHLORPROMAZINE TABLET 100MG
** 50005354	DOXEPIN HCL CAPSULE 50MG	** 50005934	CHLORPROMAZINE TABLET 200MG
** 50005356	DOXEPIN HCL CAPSULE 75MG	** 50003437	FLUPHENAZINE DECANOATE INJ 25MG/ML 1ML S
** 50005357	DOXEPIN HCL CAPSULE 100MG	** 50003438	FLUPHENAZINE DECANOATE INJ 25MG/ML 5ML V
** 50005358	DOXEPIN HCL CAPSULE 150MG	** 50003439	FLUPHENAZINE ENANTHATE INJ 25MG/ML 1ML S
** 50003474	IMIPRAMINE HCL INJECTION 25MG/2ML 2ML AMP	** 50003440	FLUPHENAZINE ENANTHATE INJ 25MG/ML 5ML V
** 50006068	IMIPRAMINE HCL TABLET 10MG	** 50002778	FLUPHENAZINE HYDROCHLORIDE CONC 5MG/CC
** 50006076	IMIPRAMINE HCL TABLET 25MG	** 50002777	FLUPHENAZINE HYDROCHLORIDE ELIXIR .5MG/CC
** 50006078	IMIPRAMINE HCL TABLET 50MG	** 50002776	FLUPHENAZINE HYDROCHLORIDE TAB RA 1MG
** 50003541	MAPROTILINE HCL TABLET 25MG	** 50002780	FLUPHENAZINE HYDROCHLORIDE TAB 0.25MG
** 50003543	MAPROTILINE HCL TABLET 50MG	** 50002781	FLUPHENAZINE HYDROCHLORIDE TAB 1.00MG
** 50003545	MAPROTILINE HCL TABLET 75MG	** 50002782	FLUPHENAZINE HYDROCHLORIDE TAB 2.50MG
** 00470270	NARDIL TABLET 15MG	** 50002783	FLUPHENAZINE HYDROCHLORIDE TAB 5.00MG
** 50002005	NORTRIPTYLINE HCL SOLUTION 10MG/5ML	** 50002784	FLUPHENAZINE HYDROCHLORIDE TAB-10.00MG
** 50002010	NORTRIPTYLINE HCL CAPSULE 10MG	** 50003441	FLUPHENAZINE-HCL INJ 2.5MG/ML 10ML VIAL
** 50002025	NORTRIPTYLINE HCL CAPSULE 25MG	** 50003441	HALOPERIDOL DECANOATE INJ 70.52MG/ML
** 50002511	NORTRIPTYLINE HCL CAPSULE 50MG	** 50003799	(50MG/ML HALOPERIDOL) 1ML AMP/VIAL
** 50002075	NORTRIPTYLINE HCL CAPSULE 75MG	** 50003803	HALOPERIDOL DECANOATE INJ 70.52MG/ML
** 00071471	PARNATE TABLET 10MG	** 50004805	HALOPERIDOL INJECTION 5MG/ML 1ML
** 07773105	PROZAC CAPSULE 20MG	** 50004807	HALOPERIDOL INJECTION 5ML/ML 10ML
** 50000771	TRAZODONE HCL TABLET 50MG	** 50004801	HALOPERIDOL LACTATE ORAL CONCENTRATE 2MG/ML 15ML
** 50000773	TRAZODONE HCL TABLET 100MG	** 50004803	HALOPERIDOL LACTATE ORAL CONCENTRATE 2MG/ML 240ML
** 50000775	TRAZODONE HCL TABLET 150MG	** 50004809	HALOPERIDOL TABLET 0.5MG
(Source: Amended at 13 Ill. Reg. _____, effective _____)		** 50004811	HALOPERIDOL TABLET 1.0MG
		** 50004813	HALOPERIDOL TABLET 2.0MG

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SECTION 141.3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC (Cont'd)

Item Number	Drug Name and Strength
** 50004815	HALOPERIDOL TABLET 5.0MG
** 50004817	HALOPERIDOL TABLET 10.0MG
** 50004819	HALOPERIDOL TABLET 20.0MG
** 00055385	LOXAPINE HCL INJ IM 1ML AMP 50MG/ML
** 00056385	LOXAPINE HCL INJ IM 10ML VIAL 50MG/ML
** 50002357	LOXAPINE SUCCLINATE 5MG
** 50002358	LOXAPINE SUCCLINATE 10MG
** 50002360	LOXAPINE SUCCLINATE 25MG
** 50002362	LOXAPINE SUCCLINATE 50MG
** 50002366	LOXAPINE SUCCLINATE CONCENTRATE 25MG/ML
** 50003128	MOLINDONE HCL 5MG TAB/CAP
** 50003130	MOLINDONE HCL 10MG TAB/CAP
** 50003132	MOLINDONE HCL 25MG TAB/CAP
** 50003134	MOLINDONE HCL 50MG TAB/CAP
** 50003136	MOLINDONE HCL 100MG TAB/CAP
** 50002009	MOLINDONE HCL CONCENTRATE 20MG/ML
** 50007347	PROCHLORPERAZINE EDIS INJ 5MG/ML 10ML VIAL
** 50007348	PROCHLORPERAZINE EDIS INJ 10MG/2ML AMP
** 50007354	PROCHLORPERAZINE EDISYLATE CONC 10MG/ML
** 50007350	PROCHLORPERAZINE EDISYLATE TAB/CAP 5MG
** 50007351	PROCHLORPERAZINE MALEATE TAB/CAP 10MG
** 50007352	PROCHLORPERAZINE MALEATE TAB/CAP 25MG
** 50007353	PROCHLORPERAZINE MALEATE TR CAP/TAB 10MG
** 50007358	PROCHLORPERAZINE MALEATE TR CAP/TAB 15MG
** 50007359	PROCHLORPERAZINE MALEATE TR CAP/TAB 30MG
** 50007361	PROCHLORPERAZINE MALEATE TR CAP/TAB 75MG
** 00080251	PROKETAZINE TABLET 12.5MG
** 00080252	PROKETAZINE TABLET 25.0MG
** 00080253	PROKETAZINE TABLET 50.0MG
** 50007371	PROMAZINE HCL CONC 30MG/ML 120ML
** 50007373	PROMAZINE HCL INJ 25MG/ML - 10ML VIAL
** 50007374	PROMAZINE HCL INJ 25MG/ML SYRINGE
** 50007375	PROMAZINE HCL INJ 50MG/ML - 2ML VIAL
** 50007376	PROMAZINE HCL INJ 50MG/ML - 10ML VIAL
** 50007377	PROMAZINE HCL INJ 50MG/ML SYRINGE
** 50007378	PROMAZINE HCL INJ 100MG/2ML SYRINGE
** 50007379	PROMAZINE HCL SYRUP 10MG/5ML 120ML
** 50007380	PROMAZINE HCL TAB/CAP 10MG
** 50007381	PROMAZINE HCL TAB/CAP 25MG
** 50007382	PROMAZINE HCL TAB/CAP 50MG
** 50007383	PROMAZINE HCL TAB/CAP 100MG
** 05970025	SERENTIL CONCENTRATE 25MG/CC
** 05970027	SERENTIL INJECTION 25MG/ML 1ML AMP

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SECTION 141.3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC (Cont'd)

Item Number	Drug Name and Strength
** 05970020	SERENTIL TABLET 10MG
** 05970021	SERENTIL TABLET 25MG
** 05970022	SERENTIL TABLET 50MG
** 05970023	SERENTIL TABLET 100MG
** 00041010	TARACTAN CONCENTRATE 100MG/5CC
** 00041926	TARACTAN INJECTION 25MG/2ML AMP
** 00040045	TARACTAN TABLET 10MG
** 00040046	TARACTAN TABLET 25MG
** 00040047	TARACTAN TABLET 50MG
** 00040049	TARACTAN TABLET 100MG
** 50006531	THIORIDAZINE HCL CONCENTRATE 30MG/ML
** 50006533	THIORIDAZINE HCL CONCENTRATE 100MG/ML
** 50006535	THIORIDAZINE HCL SUSPENSION 25MG/5ML
** 50006537	THIORIDAZINE HCL SUSPENSION 100MG/5ML
** 50006541	THIORIDAZINE HCL TABLET 10MG
** 50006543	THIORIDAZINE HCL TABLET 15MG
** 50006545	THIORIDAZINE HCL TABLET 25MG
** 50006547	THIORIDAZINE HCL TABLET 50MG
** 50006549	THIORIDAZINE HCL TABLET 100MG
** 50006551	THIORIDAZINE HCL TABLET 150MG
** 50006553	THIORIDAZINE HCL TABLET 200MG
** 50006040	THIOXIXENE CAPSULE 1MG
** 50006042	THIOXIXENE CAPSULE 2MG
** 50006044	THIOXIXENE CAPSULE 5MG
** 50006046	THIOXIXENE CAPSULE 10MG
** 50006048	THIOXIXENE CAPSULE 20MG
** 50006035	THIOXIXENE HCL CONCENTRATE 5MG/ML 30ML
** 50006037	THIOXIXENE HCL CONCENTRATE 5MG/ML 120ML
** 50006027	THIOXIXENE HCL INJECTION 2MG/ML 2ML VIAL
** 50006029	THIOXIXENE HCL INJECTION 5MG/ML 2ML VIAL
** 00850968	TINDAL TABLET 20MG
** 50001262	TRIFLUOPERAZINE HCL CONC 10MG/ML
** 50001264	TRIFLUOPERAZINE HCL INJECTION 2MG/ML
** 50001266	TRIFLUOPERAZINE HCL TABLET 1MG
** 50001268	TRIFLUOPERAZINE HCL TABLET 2MG
** 50001270	TRIFLUOPERAZINE HCL TABLET 5MG
** 50001272	TRIFLUOPERAZINE HCL TABLET 10MG
** 00850363	TRILAFON CONCENTRATE 16MG/5CC 120CC
** 00850012	TRILAFON INJECTION 5MG/ML 1ML AMP
** 00850141	TRILAFON REPETABS TABLET 8MG
** 00850705	TRILAFON TABLET 2MG
** 00850940	TRILAFON TABLET 4MG
** 00850313	TRILAFON TABLET 8MG
** 00850077	TRILAFON TABLET 16MG

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.3920

PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC (Cont'd)

Item Number Drug Name and Strength

** 00031987 VESPRIN INJECTION 10MG/ML 1ML SYRINGE
** 00030987 VESPRIN INJECTION 10MG/ML 10ML VIAL
** 00030920 VESPRIN INJECTION 20MG/ML 1ML AMP
** 00030935 VESPRIN SUSPENSION 50MG/5CC 120CC
** 00030921 VESPRIN TABLET 10MG
** 00030922 VESPRIN TABLET 25MG
** 00030923 VESPRIN TABLET 50MG

(Source: Amended at 13 Ill. Reg. _____, effective _____)

SECTION 141.4200

SKIN/MUCOUS MEMBRANE: ANTIBIOTICS

Item Number Drug Name and Strength

** 50000006 BACITRACIN OINTMENT 15GM SIZE
** 50000007 BACITRACIN OINTMENT 30GM SIZE
** 50002430 BACITRACIN/NEOMYCIN/POLYMYXIN TOP OINT 15GM
** 50002432 BACITRACIN/NEOMYCIN/POLYMYXIN TOP OINT 30GM
** 50002434 BACITRACIN/POLYMYXIN TOP OINT 15GM
** 50002436 BACITRACIN/POLYMYXIN TOP OINT 30GM
** 50001641 CHLORAMPHENICOL CREAM 1% 30GM
** 50001642 CHLORTETRACYCLINE HCL OINTMENT 3% 14.2GM
** 50001643 CHLORTETRACYCLINE HCL OINTMENT 3% 30GM
** 50001633 CLINDAMYCIN PHOSPHATE TOPICAL GEL 1% 7.5GM
** 50001635 CLINDAMYCIN PHOSPHATE TOPICAL GEL 1% 30GM
** 50001644 CLINDAMYCIN PHOSPHATE TOPICAL SOLUTION 10MG/ML 30ML
** 50001645 CLINDAMYCIN PHOSPHATE TOPICAL SOLUTION 10MG/ML 60ML

** 50003287 ERYTHROMYCIN GEL 2% 30GM
** 50003289 ERYTHROMYCIN GEL 2% 65GM
** 50003517 ERYTHROMYCIN SWAB 2%
** 50001646 ERYTHROMYCIN TOPICAL SOLUTION 1.5% 60ML
** 50001647 ERYTHROMYCIN TOPICAL SOLUTION 2.0% 60ML
** 50001648 GENTAMICIN SULFATE CREAM 0.1% 15GM
** 50001649 GENTAMICIN SULFATE OINTMENT 0.1% 15GM
** 50001650 MECLOCYCLINE SULFOSALICYLATE CREAM 1% 20GM
** 50001640 MECLOCYCLINE SULFOSALICYLATE CREAM 1% 45GM
** 50006421 MUPIROCIN OINTMENT 2% 15GM
** 50003860 NEOMYCIN SULFATE OINTMENT 0.5% 15GM
** 50003861 NEOMYCIN SULFATE OINTMENT 0.5% 30GM
** 60008024 SKIN/MUCOUS MEMBRANE ANTIBIOTIC-NOT OTHERWISE LISTED-IF LAW REQUIRES RX

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

SECTION 141.4200

SKIN/MUCOUS MEMBRANE: ANTIBIOTICS (Cont'd)

Item Number Drug Name and Strength

** 00690860 TERRAMYCIN TOPICAL PWD C POLYMYXIN 30GM
** 50001652 TETRACYCLINE HCL OINTMENT 3% 14.2GM TUBE
** 37000401 TETRACYCLINE TOPICAL SOLUTION 2.2MG/ML

(Source: Amended at 13 Ill. Reg. _____, effective _____)

SECTION 141.4230

SKIN/MUCOUS MEMBRANE: ANTIFUNGAL/ANTI-INFLAMMATORY

Item Number Drug Name and Strength

00850924 LOTRISONE CREAM 15GM
00851924 LOTRISONE CREAM 45GM
50003221 NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% CREAM 15GM
50003223 NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% CREAM 30GM
50003225 NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% CREAM 60GM
50003227 NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% OINTMENT 15GM
50003229 NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% OINTMENT 30GM
50003231 NYSTATIN 100,000U/GM; TRIAMCINOLONE ACETONIDE 0.1% OINTMENT 60GM

(Source: Added at 13 Ill. Reg. _____, effective _____)

SECTION 141.4800

VAGINAL: MISCELLANEOUS

Item Number Drug Name and Strength

00625420 ACI-JEL C APPLICATOR 85GM
00625450 DIENESTROL VAGINAL CREAM WITH APP 78GM
00626450 DIENESTROL VAGINAL CREAM-TUBE ONLY 78GM
00870754 ESTRACE VAGINAL CREAM W/APP 42.5GM
00742467 OGEN VAGINAL CREAM WITH APPLICATOR 45GM
00460874 PREMARIN VAGINAL CREAM C APP 45GM
00461874 PREMARIN VAGINAL CREAM REFILL 45GM

(Source: Amended at 13 Ill. Reg. _____, effective _____)

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part:

The Illinois Formulary for the Drug Product Selection Program

2) Code Citation: 77 Ill. Adm. Code 7903) Section Numbers:790.20
790.40
790.320Proposed Action:Amendment
Amendment
New Section4) Statutory Authority:

Section 3.14 of the Illinois Food, Drug and Cosmetic Act (Ill. Rev. Stat. 1987, ch. 56 1/2, par. 503.14) and Section 11 of the Pharmacy Practice Act (Ill. Rev. Stat. 1987, ch. 111, par. 4145).

5) A Complete Description of the Subjects and Issues Involved:

Through this rulemaking, the Illinois Department of Public Health proposes to amend two sections and add one section to the Illinois Formulary for the Drug Product Selection Program.

The Department proposes to amend:

Section 790.20 to define specific recipients of single copies of the Illinois Formulary.

Section 790.40 to define criteria for presentations made to the Technical Advisory Council for generic entities never previously reviewed in any manner, or items under further consideration by the Council for whatever reason. It requires manufacturers making presentations to submit written documentation to the Department no later than 21 calendar days prior to the regularly scheduled quarterly meeting. Oral presentations will highlight written submission and shall be limited to 20 minutes.

The Department proposes to add:

Section 790.320 to require pharmacists to note the prescriber's drug product selection intent of each prescription transferred to another pharmacy and the receiving pharmacist to so note the prescriber's original dispensing intention on the pharmacy record of the transferred prescription.

6) Will this Rulemaking Replace an Emergency Rule Currently In Effect? No.

DEPARTMENT OF PUBLIC HEALTH

NOTICE OF PROPOSED AMENDMENTS

7) Does this Rulemaking Contain an Automatic Repeal Date? No.8) Does this Rulemaking Contain Any Incorporations By Reference? No.9) Are there any other Proposed Amendments Pending on this Part? Yes.

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
790.460	Amendment	12 Ill. Reg. 12991
790.460	Amendment	12 Ill. Reg. 16425
790.500	Amendment	12 Ill. Reg. 12991
790.500	Amendment	12 Ill. Reg. 16425
790.540	Amendment	12 Ill. Reg. 12991
790.540	Amendment	12 Ill. Reg. 16425
790.580	Amendment	12 Ill. Reg. 16425
790.600	Amendment	12 Ill. Reg. 16425
790.630	New Section	12 Ill. Reg. 12991
790.799	New Section	12 Ill. Reg. 12991
790.799	New Section	12 Ill. Reg. 16425
790.860	Amendment	12 Ill. Reg. 16425
790.900	Amendment	12 Ill. Reg. 16425
790.905	Amendment	12 Ill. Reg. 16425
790.910	Amendment	12 Ill. Reg. 12991
790.940	Amendment	12 Ill. Reg. 12991
790.974	Amendment	12 Ill. Reg. 16425
790.1060	Amendment	12 Ill. Reg. 12991
790.1100	Repealer	12 Ill. Reg. 16425
790.1125	New Section	12 Ill. Reg. 16425
790.1127	New Section	12 Ill. Reg. 16425
790.1129	New Section	12 Ill. Reg. 16425
790.1131	New Section	12 Ill. Reg. 16425
790.1300	Amendment	12 Ill. Reg. 16425
790.1345	Amendment	12 Ill. Reg. 16425
790.1440	New Section	12 Ill. Reg. 16425
790.1460	Amendment	12 Ill. Reg. 16425
790.1560	New Section	12 Ill. Reg. 12991
790.1560	New Section	12 Ill. Reg. 16425
790.1570	New Section	12 Ill. Reg. 16425
790.1577	Amendment	12 Ill. Reg. 16425
790.1620	Amendment	12 Ill. Reg. 12991
790.1660	Amendment	12 Ill. Reg. 16425
790.1685	Amendment	12 Ill. Reg. 12991
790.1721	Amendment	12 Ill. Reg. 16425
790.1740	Amendment	12 Ill. Reg. 16425
790.1930	Amendment	12 Ill. Reg. 16425
790.2060	Amendment	12 Ill. Reg. 16425
790.2097	Amendment	12 Ill. Reg. 12991
790.2140	Amendment	12 Ill. Reg. 12991

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790.5872	Amendment	12 III. Reg. 16425
790.5893	Amendment	12 III. Reg. 16425
790.5900	Amendment	12 III. Reg. 16425
790.5924	Amendment	12 III. Reg. 12991
790.5940	Amendment	12 III. Reg. 12991
790.5940	Amendment	12 III. Reg. 16425
790.5980	Amendment	12 III. Reg. 16425
790.6140	Amendment	12 III. Reg. 16425
790.6260	Amendment	12 III. Reg. 16425
790.6275	Amendment	12 III. Reg. 12991
790.6275	Amendment	12 III. Reg. 16425
790.6280	Amendment	12 III. Reg. 16425
790.6284	Amendment	12 III. Reg. 16425
790.6370	Amendment	12 III. Reg. 12991
790.6375	New Section	12 III. Reg. 16425
790.6445	Amendment	12 III. Reg. 16425
790.6450	Amendment	12 III. Reg. 16425
790.6452	Amendment	12 III. Reg. 16425
790.6454	New Section	12 III. Reg. 16425
790.6456	Amendment	12 III. Reg. 12991
790.6456	Amendment	12 III. Reg. 16425
790.6540	Amendment	12 III. Reg. 16425
790.6580	Amendment	12 III. Reg. 16425
790.6621	New Section	12 III. Reg. 16425
790.6670	Amendment	12 III. Reg. 16425
790.6740	Amendment	12 III. Reg. 16425
790.6780	Amendment	12 III. Reg. 12991
790.6780	Amendment	12 III. Reg. 16425
790.6875	Amendment	12 III. Reg. 12991
790.6946	Amendment	12 III. Reg. 16425
790.6960	New Section	12 III. Reg. 12991
790.6960	New Section	12 III. Reg. 16425
790.6980	Amendment	12 III. Reg. 16425
790.7020	Amendment	12 III. Reg. 16425
790.7140	Amendment	12 III. Reg. 16425
790.7180	Amendment	12 III. Reg. 16425
790.7181	Amendment	12 III. Reg. 16425
790.7260	New Section	12 III. Reg. 16425
790.7265	Amendment	12 III. Reg. 16425
790.7280	New Section	12 III. Reg. 16425
790.7288	Amendment	12 III. Reg. 16425
790.7400	New Section	12 III. Reg. 12991
790.7500	Amendment	12 III. Reg. 16425
790.7540	Amendment	12 III. Reg. 12991
790.7540	Amendment	12 III. Reg. 16425
790.7700	Amendment	12 III. Reg. 16425
790.7828	Amendment	12 III. Reg. 12991
790.7828	Amendment	12 III. Reg. 16425

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790.8378	Amendment	12 III. Reg. 16425
790.8380	Amendment	12 III. Reg. 16425
790.8580	Amendment	12 III. Reg. 16425
790.8700	Amendment	12 III. Reg. 16425
790.8900	Amendment	12 III. Reg. 16425
790.8940	Amendment	12 III. Reg. 16425
790.9020	Amendment	12 III. Reg. 12991
790.9060	Amendment	12 III. Reg. 12991
790.9060	Amendment	12 III. Reg. 16425
790.9084	Amendment	12 III. Reg. 12991
790.9140	Amendment	12 III. Reg. 16425
790.9486	Amendment	12 III. Reg. 12991
790.9486	Amendment	12 III. Reg. 16425
790.9500	Amendment	12 III. Reg. 12991
790.9500	Amendment	12 III. Reg. 16425
790.9530	Amendment	12 III. Reg. 12991
790.9530	Amendment	12 III. Reg. 16425

10) Statement of Statewide Policy Objectives:

This proposed rulemaking will allow the Department to specify recipients of the Illinois Formulary. It also defines criteria for formal presentations to the Technical Advisory Council. These criteria allow the Council members to review material and formulate questions prior to the meeting. The rulemaking also requires pharmacists to note the drug product selection intent of a prescription transferred from another pharmacy.

This proposed rulemaking neither creates nor expands a State mandate.

11) Time, Place, and Manner in which Interested Persons May Comment on this Rulemaking:

Interested persons may present their comments concerning these rules by writing to Mr. Robert John Kane, Division of Governmental Affairs, Illinois Department of Public Health, 525 West Jefferson, Second Floor Springfield, Illinois 62761 within 45 days after this issue of the Illinois Register.

These rules may have an impact on small businesses. In accordance with Sections 3.01 and 4.03 of the Illinois Administrative Procedure Act, any small business may present their comments in writing to Robert John Kane at the above address.

Any small business (as defined in Section 3.10 of the Illinois Administrative Procedure Act) commenting on these rules shall indicate their status as such, in writing, in their comments.

NOTICE OF PROPOSED AMENDMENTS

12) Initial Regulatory Flexibility Analysis:

- A) Date Rulemaking was Submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:

November 18, 1988

- B) Type of Small Businesses Affected:

Outpatient pharmacies, Drug manufacturers

- C) Reporting, Bookkeeping or Other Procedures Required for Compliance:

As has always been the case with any instance of drug product selection, these proposed amendments would require appropriate documentation of generically interchanged prescriptions on the prescription record and indication of substitution status at prescription transfer.

- D) Types of Professional Skills Necessary for Compliance:

Participants in the Drug Product Selection Program would need professional skills such as:

- an understanding of Illinois drug statutes, including the Illinois Food, Drug and Cosmetic Act and Pharmacy Practice Act, and;
- an in-depth understanding of the issues concerning the bioequivalence of drug products, and;
- a license to practice pharmacy in the State of Illinois.

The full text of the Proposed Amendments begins on the next page:

NOTICE OF PROPOSED AMENDMENTS

TITLE 77: PUBLIC HEALTH
CHAPTER I: DEPARTMENT OF PUBLIC HEALTH
SUBCHAPTER m: FOOD, DRUGS AND COSMETICS

PART 790

THE ILLINOIS FORMULARY FOR THE DRUG PRODUCT SELECTION PROGRAM

SUBPART A: GENERAL PROVISIONS

SECTION
790.20
790.40

Introduction
Consideration of Drug Products for Inclusion
in the Illinois Formulary
Additional Criteria

790.60

Quality Listing

790.80

Generic Drug Entity Headings

790.100

Comments and Specific Administration

790.120

Requests for Additional Copies

790.140

Prescription Use of Drug Products

790.160

FDA Drug Product Approval and Recommendation

790.180

Availability of Drug Products;

790.200

Pharmaceutical Equivalence

790.220

Single Source Drug Products Exclusion

790.240

Criteria for Exclusion of Drug Products

790.260

Inclusion of Controlled Substances

790.280

Equivalence of Products Requirements

790.300

Selection of Equivalent Drug Products

790.320

Transfer of Prescription Records

SUBPART B: APPROVED DRUG PRODUCTS FOR
DRUG PRODUCT SELECTION

SECTION

790.420

ACETAMINOPHEN; BUTALBITAL

790.460

ACETAMINOPHEN; BUTALBITAL; CAFFEINE

790.480

ACETAMINOPHEN; CAFFEINE; DIHYDROCODEINE BITARTRATE

790.500

ACETAMINOPHEN; CODEINE PHOSPHATE

790.540

ACETAMINOPHEN; HYDROCODONE BITARTRATE

790.548

ACETAMINOPHEN; OXYCODONE HYDROCHLORIDE

790.580

ACETAMINOPHEN; PROPOXYPHENE HYDROCHLORIDE

790.600

ACETAMINOPHEN; PROPOXYPHENE NAPSYLATE

790.620

ACETAZOLAMIDE

790.630

ACETAZOLAMIDE SODIUM

790.660

ACETIC ACID, GLACIAL

790.700

ACETIC ACID, GLACIAL; HYDROCORTISONE

790.706

ACETONEAMIDE

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790.721 ACETYLCYSTEINE
790.740 ALBUTEROL SULFATE
790.756 ALCOHOL; DEXTROSE
790.780 ALLOPURINOL
790.788 AMANTADINE HYDROCHLORIDE
790.798 AMILORIDE HYDROCHLORIDE
790.799 AMILORIDE HYDROCHLORIDE; HYDROCHLOROTHIAZIDE
790.815 AMINOACETIC ACID (Repealed)
790.820 AMINOCAPROIC ACID
790.860 AMINOPHYLLINE
790.900 AMITRIPTYLINE HYDROCHLORIDE
790.905 AMITRIPTYLINE HYDROCHLORIDE; CHLORDIAZEPOXIDE
790.910 AMITRIPTYLINE HYDROCHLORIDE; PERPHENAZINE
790.940 AMOXICILLIN TRIHYDRATE
790.974 AMPHOTERICIN B
790.980 AMPICILLIN SODIUM
790.1020 AMPICILLIN; PROBENECID
790.1060 AMPICILLIN/AMPCILLIN TRIHYDRATE
790.1100 ANISOTROPINE METHYLBROMIDE
790.1120 ASCORBIC ACID; BIOTIN; CYANOCOBALAMIN; DEXPANTHENOL;
ERGOCALCIFEROL; FOLIC ACID; NIACINAMIDE; PYRIDOXINE
HYDROCHLORIDE; RIBOFLAVIN PHOSPHATE SODIUM; THIAMINE
HYDROCHLORIDE; VITAMIN A; VITAMIN E
790.1140 ASPIRIN; BUTALBITAL; CAFFEINE
790.1180 ASPIRIN; BUTALBITAL; CAFFEINE; PHENACETIN (Repealed)
790.1200 ASPIRIN; CAFFEINE; ORPHENADRINE CITRATE
790.1220 ASPIRIN; CAFFEINE; PHENACETIN; PROPOXYPHENE HYDROCHLORIDE
(Repealed)
790.1260 ASPIRIN; CAFFEINE; PHENACETIN; PROPOXYPHENE HYDROCHLORIDE
(Repealed)
790.1300 ASPIRIN; CAFFEINE; PROPOXYPHENE HYDROCHLORIDE
790.1345 ASPIRIN; CARISOPRODOL
790.1360 ASPIRIN; MEPROBAMATE
790.1380 ASPIRIN; METHOCARBAMOL
790.1386 ASPIRIN; OXYCODONE HYDROCHLORIDE; OXYCODONE TEREPHTHALATE
790.1418 ATROPINE
790.1420 ATROPINE SULFATE; DIPHENOXYLATE HYDROCHLORIDE
790.1425 ATROPINE SULFATE; MEPERIDINE HYDROCHLORIDE
790.1460 BACITRACIN
790.1490 BACITRACIN ZINC; HYDROCORTISONE; NEOMYCIN SULFATE; POLYMYXIN B
SULFATE
790.1500 BACITRACIN ZINC; NEOMYCIN SULFATE; POLYMYXIN B SULFATE
790.1540 BACITRACIN ZINC; POLYMYXIN B SULFATE
790.1577 BETAMETHASONE DIPROPIONATE
790.1580 BETAMETHASONE SODIUM PHOSPHATE
790.1620 BETAMETHASONE VALERATE
790.1660 BETHANECHOL CHLORIDE
790.1685 BRETILUM TOSYLATE

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790.1686 BRETILUM TOSYLATE; DEXTROSE
790.1697 BROMODIPHENHYDRAMINE HYDROCHLORIDE; CODEINE PHOSPHATE
790.1700 BROMPHENIRAMINE MALEATE
790.1706 BROMPHENIRAMINE MALEATE; CODEINE PHOSPHATE;
PHENYLPROPANOLAMINE HYDROCHLORIDE
790.1708 BROMPHENIRAMINE MALEATE; DEXTROMETHORPHAN HYDROBROMIDE;
PSEUDOEPHEDRINE HYDROCHLORIDE
790.1710 BROMPHENIRAMINE MALEATE; PHENYLPROPANOLAMINE HYDROCHLORIDE
790.1719 BUPIVACAINE HYDROCHLORIDE
790.1721 BUTABARBITAL SODIUM
790.1740 BUTABARBITAL SODIUM
790.1780 CAFFEINE; CARISOPRODOL; PHENACETIN (Repealed)
790.1820 CAFFEINE; ERGOTAMINE TARTRATE
790.1842 CALCIUM CHLORIDE; DEXTROSE; MAGNESIUM CHLORIDE; SODIUM
CHLORIDE; SODIUM LACTATE
790.1846 CALCIUM CHLORIDE; DEXTROSE; POTASSIUM CHLORIDE; SODIUM CHLORIDE
790.1848 CALCIUM CHLORIDE; DEXTROSE; POTASSIUM CHLORIDE; SODIUM
CHLORIDE; SODIUM LACTATE
790.1856 CALCIUM CHLORIDE; POTASSIUM CHLORIDE; SODIUM CHLORIDE
790.1858 CALCIUM CHLORIDE; POTASSIUM CHLORIDE; SODIUM CHLORIDE; SODIUM
LACTATE
790.1860 CALCIUM GLUCEPTATE
790.1900 CANDICIDIN (Repealed)
790.1930 CARBAMAZEPINE
790.1940 CARBENICILLIN DISODIUM
790.1980 CARISOPRODOL
790.2020 CEFADROXIL MONOHYDRATE
790.2060 CEFZOLIN SODIUM
790.2084 CEFTAZIDIME
790.2092 CEFUROXIME SODIUM
790.2097 CEPHALEXIN
790.2100 CEPHALOTHIN SODIUM
790.2130 CEPHAPIRIN SODIUM
790.2140 CEPHRADINE/CEPHRADINE DIHYDRATE
790.2180 CHLORAMPHENICOL
790.2220 CHLORAMPHENICOL SODIUM SUCCINATE
790.2260 CHLORDIAZEPOXIDE HYDROCHLORIDE
790.2300 CHLORMEZANONE (Repealed)
790.2340 CHLOROQUINE PHOSPHATE
790.2380 CHLOROTHIAZIDE
790.2390 CHLOROTHIAZIDE; METHYLDOPA
790.2420 CHLOROTRIANISENE
790.2460 CHLORPHENIRAMINE MALEATE
790.2500 CHLORPROMAZINE HYDROCHLORIDE
790.2510 CHLORPROPAMIDE
790.2540 CHLORTHALIDONE
790.2555 CHLORTHALIDONE; CLONIDINE HYDROCHLORIDE
790.2580 CHLORZOXAZONE

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790.2583 CHROMIC CHLORIDE
 790.2595 CITRIC ACID; MAGNESIUM OXIDE; SODIUM CARBONATE
 790.2605 CLINDAMYCIN PHOSPHATE
 790.2613 CLOFIBRATE
 790.2614 CLONIPHENE CITRATE
 790.2617 CLONIDINE HYDROCHLORIDE
 790.2618 CLORAZEPATE DIPOTASSIUM
 790.2620 CLOTRIMAZOLE
 790.2660 CLOXACILLIN SODIUM MONOHYDRATE
 790.2663 CODEINE PHOSPHATE; PHENYLEPHRINE HYDROCHLORIDE;
 PROMETHAZINE HYDROCHLORIDE
 790.2668 CODEINE PHOSPHATE; PROMETHAZINE HYDROCHLORIDE
 790.2672 CODEINE PHOSPHATE; PSEUDOEPHEDRINE HYDROCHLORIDE;
 TRIPROLIDINE HYDROCHLORIDE
 790.2700 CORTICOTROPIN
 790.2740 CROTAMITON
 790.2780 CYANOCOBALAMIN
 790.2820 CYCLOPENTOLATE HYDROCHLORIDE
 790.2860 CYCLOPHOSPHAMIDE
 790.2900 CYPROHEPTADINE HYDROCHLORIDE
 790.2904 DACARBAZINE
 790.2908 DANAZOL
 790.2928 DESIPRAMINE HYDROCHLORIDE
 790.2932 DESONIDE
 790.2940 DEXAMETHASONE
 790.2980 DEXAMETHASONE; NEOMYCIN SULFATE; POLYMYXIN B SULFATE
 790.3020 DEXAMETHASONE SODIUM PHOSPHATE
 790.3021 DEXAMETHASONE SODIUM PHOSPHATE; NEOMYCIN SULFATE
 790.3023 DEXCHLORPHENIRAMINE MALEATE
 790.3027 DEXTROAMPHETAMINE SULFATE
 790.3028 DEXTROMETHORPHAN HYDROBROMIDE; PROMETHAZINE HYDROCHLORIDE
 790.3029 DEXTROSE
 790.3030 DEXTROSE; DOPAMINE HYDROCHLORIDE
 790.3032 DEXTROSE; HEPARIN SODIUM
 790.3033 DEXTROSE; LIDOCAINE HYDROCHLORIDE
 790.3038 DEXTROSE; MAGNESIUM CHLORIDE; POTASSIUM CHLORIDE;
 SODIUM ACETATE; SODIUM CHLORIDE; SODIUM GLUCONATE
 790.3042 DEXTROSE; POTASSIUM CHLORIDE
 790.3048 DEXTROSE; POTASSIUM CHLORIDE; SODIUM CHLORIDE
 790.3049 DEXTROSE; SODIUM CHLORIDE
 790.3051 DEXTROSE; THEOPHYLLINE
 790.3054 DIAZEPAM
 790.3056 DIAZOXIDE
 790.3060 DICLOXACILLIN SODIUM
 790.3085 DICYCLOMINE HYDROCHLORIDE
 790.3100 DIENESTROL
 790.3140 DIETHYLPROPION HYDROCHLORIDE
 790.3180 DIETHYLSTILBESTROL

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790.3220 DIGOXIN
 790.3260 DIMENHYDRINATE
 790.3300 DIPHENHYDRAMINE HYDROCHLORIDE
 790.3315 DISOPYRAMIDE PHOSPHATE
 790.3335 DOPAMINE HYDROCHLORIDE
 790.3340 DOXEPIN HYDROCHLORIDE
 790.3380 DOXYCYCLINE
 790.3420 DOXYCYCLINE HYCLATE
 790.3425 DOXYLAMINE SUCCINATE
 790.3437 DROPERIDOL
 790.3460 ECHOTHIOPHATE IODIDE (Repealed)
 790.3472 EDETATE DISODIUM
 790.3492 EPINEPHRINE; LIDOCAINE HYDROCHLORIDE
 790.3500 ERGOCALCIFEROL
 790.3540 ERGOLOID MESYLATES
 790.3580 ERGOTAMINE TARTRATE
 790.3620 ERYTHROMYCIN
 790.3660 ERYTHROMYCIN ESTOLATE
 790.3700 ERYTHROMYCIN ETHYLSUCCINATE
 790.3730 ERYTHROMYCIN LACTOBIONATE
 790.3740 ERYTHROMYCIN STEARATE
 790.3742 ERYTHROMYCIN
 790.3780 ESTRADIOL CYPIONATE
 790.3800 ESTRADIOL CYPIONATE; TESTOSTERONE CYPIONATE
 790.3820 ESTRADIOL VALERATE
 790.3860 ESTRADIOL VALERATE; TESTOSTERONE ENANTHATE
 790.3900 ETHCHLORVYNOL
 790.3907 ETHINYL ESTRADIOL; NORETHINDRONE
 790.3920 FLOXURIDINE
 790.3940 FLUOCINOLONE ACETONIDE
 790.3945 FLUOCINONIDE
 790.3960 FLUOROMETHOLONE
 790.3980 FLUOROURACIL
 790.3996 FLUPHENAZINE DECANOATE
 790.4012 FLUPHENAZINE HYDROCHLORIDE
 790.4020 FLURANDRENOLIDE
 790.4040 FLURAZEPAM HYDROCHLORIDE
 790.4060 FOLIC ACID
 790.4100 FUROSEMIDE
 790.4140 GENTAMICIN SULFATE
 790.4150 GENTAMICIN SULFATE; SODIUM CHLORIDE
 790.4173 GLUCAGON HYDROCHLORIDE
 790.4180 GLUTETHIMIDE
 790.4200 GLYCINE
 790.4220 GLYCOPYRROLATE
 790.4260 GONADOTROPIN CHORIONIC
 790.4300 GRAMICIDIN; NEOMYCIN SULFATE; POLYMYXIN B SULFATE
 790.4340 GRISEOFULVIN MICROCRYSTALLINE

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790.4380 GRITSEOFULVIN ULTRAMICROCRYSTALLINE
790.4385 GUANETHIDINE MONOSULFATE
790.4396 HALOPERIDOL
790.4398 HALOPERIDOL LACTATE
790.4420 HEPARIN SODIUM
790.4430 HEPARIN SODIUM; SODIUM CHLORIDE
790.4460 HEXACHLOROPHENE
790.4500 HOMATROPINE METHYLBROMIDE (Repealed)
790.4540 HOMATROPINE METHYLBROMIDE; HYDROCODONE BITARTRATE
790.4580 HYDRALAZINE HYDROCHLORIDE
790.4620 HYDRALAZINE HYDROCHLORIDE; HYDROCHLOROTHIAZIDE
790.4660 HYDROCHLOROTHIAZIDE
790.4665 HYDROCHLOROTHIAZIDE; LABETALOL HYDROCHLORIDE
790.4670 HYDROCHLOROTHIAZIDE; METHYLDOPA
790.4680 HYDROCHLOROTHIAZIDE; PROPRANOLOL HYDROCHLORIDE
790.4700 HYDROCHLOROTHIAZIDE; SPIRONOLACTONE
790.4720 HYDROCHLOROTHIAZIDE; TRIAMTERENE
790.4740 HYDROCORTISONE
790.4780 HYDROCORTISONE; NEOMYCIN SULFATE; POLYMYXIN B SULFATE
790.4820 HYDROCORTISONE; POLYMYXIN B SULFATE
790.4840 HYDROCORTISONE SODIUM PHOSPHATE
790.4860 HYDROCORTISONE; UREA
790.4900 HYDROCORTISONE ACETATE
790.4940 HYDROCORTISONE ACETATE; NEOMYCIN SULFATE
790.4980 HYDROCORTISONE SODIUM SUCCINATE
790.5020 HYDROFLUMETHIAZIDE
790.5060 HYDROXOCOBALAMIN
790.5100 HYDROXYPROGESTERONE CAPROATE
790.5140 HYDROXYZINE HYDROCHLORIDE
790.5180 HYDROXYZINE PAMOATE
790.5220 IBUPROFEN
790.5260 IDOXURIDINE
790.5300 IMIPRAMINE HYDROCHLORIDE
790.5312 INDOMETHACIN
790.5340 IRON DEXTRAN COMPLEX
790.5380 ISOETHARINE HYDROCHLORIDE
790.5420 ISONIAZID
790.5460 ISOPROTERENOL HYDROCHLORIDE
790.5483 ISOSORBIDE DINITRATE
790.5500 KANAMYCIN SULFATE
790.5530 LABETALOL HYDROCHLORIDE
790.5540 LACTULOSE
790.5544 LEUCOVORIN CALCIUM
790.5580 LIDOCAINE
790.5620 LIDOCAINE HYDROCHLORIDE
790.5660 LINDANE
790.5700 LIOTHYRONINE SODIUM
790.5720 LISINAPRIL

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790.5740 LITHIUM CARBONATE
790.5780 LITHIUM CITRATE
790.5792 LORAZEPAM
790.5800 MAGNESIUM CHLORIDE; POTASSIUM CHLORIDE; SODIUM ACETATE;
SODIUM CHLORIDE; SODIUM GLUCONATE
790.5802 MANNITOL
790.5807 MAPROTILINE HYDROCHLORIDE
790.5820 MECLIZINE HYDROCHLORIDE
790.5830 MECLOFENAMATE SODIUM
790.5835 MEDROXYPROGESTERONE ACETATE
790.5840 MEGESTROL ACETATE
790.5860 MENADIOL SODIUM PHOSPHATE
790.5872 MEPIRIDINE HYDROCHLORIDE
790.5893 MEPIVICAINE HYDROCHLORIDE
790.5900 MEPROBAMATE
790.5924 MESTRANOL; NORETHINDRONE
790.5940 METAPROTERENOL SULFATE
790.5980 METARAMINOL BITARTRATE
790.5992 METHADONE HYDROCHLORIDE
790.5996 METHAMPHETAMINE HYDROCHLORIDE
790.6020 METHIDILAZINE HYDROCHLORIDE
790.6060 METHENAMINE HIPPURATE
790.6100 METHICILLIN SODIUM
790.6140 METHOCARBAMOL
790.6180 METHOTREXATE SODIUM
790.6220 METHSCOPOLAMINE BROMIDE
790.6260 METHYCLOTHIAZIDE
790.6275 METHYLDOPA
790.6280 METHYLDOPATE HYDROCHLORIDE
790.6284 METHYLPHENIDATE HYDROCHLORIDE
790.6300 METHYLPREDNISOLONE
790.6340 METHYLPREDNISOLONE SODIUM SUCCINATE
790.6370 METHYLTESTOSTERONE
790.6380 METOCLOPRAMIDE HYDROCHLORIDE
790.6420 METOLAZONE
790.6420 METRONIDAZOLE
790.6435 MINOXIDIL
790.6445 MORPHINE SULFATE
790.6450 NAFACILLIN SODIUM
790.6452 NALBUPHINE HYDROCHLORIDE
790.6456 NALOXONE HYDROCHLORIDE
790.6460 NANDROLONE DECANOATE
790.6480 NANDROLONE PHENPROPIONATE
790.6500 NAPHAZOLINE HYDROCHLORIDE
790.6540 NEOMYCIN SULFATE
790.6544 NEOMYCIN SULFATE; POLYMYXIN B SULFATE
790.6570 NEOMYCIN SULFATE; TRIAMCINOLONE ACETONIDE
790.6580 NIACIN

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790.6610	NIFEDIPINE
790.6620	NITROFURANTOIN
790.6660	NITROFURAZONE
790.6670	NITROGLYCERIN INJECTION
790.6700	NORETHINDRONE ACETATE
790.6740	NORTRIPTYLINE HYDROCHLORIDE
790.6780	NYSTATIN
790.6800	NYSTATIN; TRIAMCINOLONE ACETONIDE
790.6820	ORPHENADRINE CITRATE
790.6860	OXACILLIN SODIUM
790.6875	OXAZEPAM
790.6885	OXTRIPHYLLINE
790.6900	OXYPHENBUTAZONE (Repealed)
790.6940	OXYTETRACYCLINE HYDROCHLORIDE
790.6946	OXYTOCIN
790.6980	PENICILLIN G POTASSIUM
790.7020	PENICILLIN G PROCAINE
790.7060	PENICILLIN G SODIUM (Repealed)
790.7100	PENICILLIN V POTASSIUM
790.7120	PENTOBARBITAL SODIUM
790.7130	PERPHENAZINE
790.7140	PHENDIMETRAZINE TARTRATE
790.7180	PHENTERMINE HYDROCHLORIDE
790.7220	PHENYLBUTAZONE (Repealed)
790.7223	PHENYLEPHRINE HYDROCHLORIDE; PROMETHAZINE HYDROCHLORIDE
790.7229	PHENYTOIN SODIUM INJECTION
790.7260	PIPERAZINE CITRATE
790.7272	POLYMYXIN B SULFATE
790.7280	POTASSIUM CHLORIDE
790.7284	POTASSIUM CHLORIDE; SODIUM CHLORIDE
790.7294	PRAZEPAM
790.7300	PREDNISOLONE ACETATE
790.7340	PREDNISOLONE ACETATE; SULFACETAMIDE SODIUM
790.7380	PREDNISOLONE SODIUM PHOSPHATE
790.7400	PREDNISON
790.7420	PRIMIDONE
790.7460	PROBENECID
790.7500	PROCAINAMIDE HYDROCHLORIDE
790.7510	PROCAINE HYDROCHLORIDE
790.7540	PROCHLORPERAZINE EDISYLATE
790.7580	PROCHLORPERAZINE MALEATE
790.7620	PROGESTERONE
790.7660	PROMAZINE HYDROCHLORIDE
790.7700	PROMETHAZINE HYDROCHLORIDE
790.7740	PROPANTHELINE BROMIDE
790.7780	PROPACACINE HYDROCHLORIDE
790.7820	PROPOXYPHENE HYDROCHLORIDE
790.7828	PROPANOLOL HYDROCHLORIDE

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790.7834	PROTAMINE SULFATE
790.7860	PSEUDOEPHEDRINE HYDROCHLORIDE; TRIPROLIDINE HYDROCHLORIDE
790.7900	PYRIDOSTIGMINE BROMIDE
790.7940	PYRIDOXINE HYDROCHLORIDE
790.7980	PYRILAMINE MALEATE
790.8015	QUINIDINE GLUCONATE
790.8020	QUINIDINE SULFATE
790.8060	RESERPINE
790.8100	RIFAMPIN
790.8106	RITODRINE HYDROCHLORIDE
790.8136	SECOBARBITAL SODIUM
790.8140	SELENIUM SULFIDE
790.8180	SILVER SULFADIAZINE
790.8220	SODIUM AMINOSALICYLATE
790.8232	SODIUM CHLORIDE
790.8244	SODIUM LACTATE
790.8248	SODIUM NITROPRUSSIDE
790.8260	SODIUM POLYSTYRENE SULFONATE
790.8290	SOYBEAN OIL
790.8300	SPIRONOLACTONE
790.8340	STREPTOMYCIN SULFATE
790.8378	SULFABENZAMIDE; SULFACETAMIDE; SULFATHIAZOLE
790.8380	SULFABENZAMIDE; SULFACETAMIDE; UREA
790.8420	SULFACETAMIDE SODIUM
790.8460	SULFADIAZINE
790.8500	SULFAMETHIZOLE
790.8540	SULFAMETHOXAZOLE
790.8580	SULFAMETHOXAZOLE; TRIMETHOPRIM
790.8590	SULFANILAMIDE
790.8620	SULFASALAZINE
790.8660	SULFINPYRAZONE
790.8700	SULFISOXAZOLE
790.8724	TENAZEPAM
790.8727	TERBUTALINE SULFATE
790.8740	TESTOSTERONE CYPIONATE
790.8780	TESTOSTERONE ENANTHATE
790.8820	TESTOSTERONE PROPIONATE
790.8860	TETRACYCLINE
790.8900	TETRACYCLINE HYDROCHLORIDE
790.8940	THEOPHYLLINE
790.8980	THIAMINE HYDROCHLORIDE
790.9020	THIORIDAZINE HYDROCHLORIDE
790.9035	THIOTHIXENE
790.9045	THIOTHIXENE HYDROCHLORIDE
790.9056	TOLAZAMIDE
790.9060	TOLBUTAMIDE
790.9084	TRAZODONE HYDROCHLORIDE
790.9100	TRIAMCINOLONE ACETONIDE

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790.9140	TRIFLUOPERAZINE HYDROCHLORIDE
790.9180	TRIHENYPHENIDYL HYDROCHLORIDE
790.9220	TRIMEPRAZINE TARTRATE
790.9260	TRIMETHOENZAMIDE HYDROCHLORIDE
790.9300	TRIMETHOPRIM
790.9320	TRIMPRAMINE MALEATE
790.9340	TRIPLENNAMINE HYDROCHLORIDE
790.9380	TRIPROLIDINE HYDROCHLORIDE
790.9420	TRISULFAPYRIMIDINE
790.9460	TROPICAMIDE
790.9475	VALPROATE SODIUM
790.9478	VALPROIC ACID
790.9486	VANCOMYCIN HYDROCHLORIDE
790.9500	VERAPAMIL HYDROCHLORIDE
790.9520	VINBLASTINE SULFATE
790.9530	VINCRIStINE SULFATE
790.9540	VITAMIN A
790.9580	VITAMIN A PALMITATE
790.9620	WATER FOR INJECTION, STERILE
790.9660	WATER FOR IRRIGATION, STERILE
790.9800	XYLOSE

AUTHORITY: Implementing and authorized by Section 3.14 of the Illinois Food, Drug and Cosmetic Act (Ill. Rev. Stat. 1987, ch. 56 1/2, par. 503.14) and Section 11 of the Pharmacy Practice Act (Ill. Rev. Stat. 1987, ch. 111, par. 4145).

SOURCE: Emergency amendment at 2 Ill. Reg. 18, p. 47, effective April 26, 1978, for a maximum of 150 days; amended at 2 Ill. Reg. 26, p. 150, effective July 1, 1978; emergency amendment at 2 Ill. Reg. 40, p. 98, effective October 1, 1978, for a maximum of 150 days; amended at 2 Ill. Reg. 51, p. 48, effective December 18, 1978; emergency amendment at 3 Ill. Reg. 2, p. 18, effective December 31, 1978, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 15, p. 147, effective April 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 27, p. 113, effective July 1, 1979; emergency amendment at 3 Ill. Reg. 32, p. 158, effective August 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 41, p. 178, effective October 8, 1979; emergency amendment at 4 Ill. Reg. 51, p. 147, effective December 12, 1980, for a maximum of 150 days; amended at 5 Ill. Reg. 3466, effective March 25, 1981; amended at 5 Ill. Reg. 7107, effective June 24, 1981; amended at 5 Ill. Reg. 9120, effective October 1, 1981; amended at 5 Ill. Reg. 14605, effective February 1, 1982; amended at 6 Ill. Reg. 6750, effective July 1, 1982; amended at 6 Ill. Reg. 11558, effective September 15, 1982; amended at 7 Ill. Reg. 15195, effective December 15, 1982; amended at 7 Ill. Reg. 7110, effective July 1, 1983; amended at 7 Ill. Reg. 13270, effective October 1, 1983; amended at 7 Ill. Reg. 16924, effective January 1, 1984; amended at 8 Ill. Reg. 2162, effective March 1, 1984; amended at 8 Ill. Reg. 8513, effective July 1, 1984; codified at 8 Ill. Reg. 13402; amended at 8 Ill. Reg.

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22108, effective November 1, 1984; amended at 9 Ill. Reg. 4071, effective April 1, 1985; amended at 9 Ill. Reg. 6816, effective May 1, 1985; amended at 10 Ill. Reg. 253, effective January 1, 1986; amended at 10 Ill. Reg. 8814, effective May 15, 1986; amended at 11 Ill. Reg. 3565, effective February 23, 1987; amended at 11 Ill. Reg. 9223, effective May 15, 1987; amended at 11 Ill. Reg. 14382, effective August 15, 1987; amended at 12 Ill. Reg. 1823, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1824, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1823, effective January 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 7743, effective April 15, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 9153, effective May 13, 1988; amended at 12 Ill. Reg. 10133, effective May 31, 1988, emergency amendment at 12 Ill. Reg. 10745, effective June 2, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12846, effective July 29, 1988; emergency amendment at 12 Ill. Reg. 13255, effective August 5, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 15101, effective September 16, 1988; emergency amendment at 12 Ill. Reg. 16937, effective October 7, 1988, for a maximum of 150 days; amended at 13 Ill. Reg. _____, effective _____.

SUBPART A: GENERAL PROVISIONS

Section 790.20 Introduction

- a) Sections 1 of Illinois Public Acts 80-976 and 82-237 amend the Illinois Food, Drug and Cosmetic Act (Ill. Rev. Stat., 1983, Ch. 56 1/2, par. 503.14) to allow interchange of different brands or nonbrands of the same generic drug entity for a drug product prescribed by a specific trade name. Products selected for interchange must be pharmaceutically equivalent to the prescribed product and must be listed in a positive drug product formulary known as the Illinois Formulary which has been developed, maintained and issued by the Illinois Department of Public Health (hereinafter referred to as the "Department"). The practice of selecting an equivalent drug product from the Illinois Formulary to dispense instead of the trade name product prescribed is known as Drug Product Selection (DPS).
- b) The initial issue of the Illinois Formulary for use in Drug Product Selection became effective on July 1, 1978. Periodic updates to the Illinois Formulary will be distributed by the Department of Public Health. Recipients of the Illinois Formulary will include licensed physicians and pharmacists practicing in Illinois and other interested parties requesting the publication.

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Single copies of the Illinois Formulary shall be provided to all licensed pharmacies, physicians, and pharmacists with Illinois addresses. Upon request, single copies of the Illinois Formulary will be provided to pharmacists seeking reciprocity, students enrolled in a pharmacy curriculum at the University of Illinois at Chicago, College of Pharmacy or St. Louis College of Pharmacy, students enrolled in a pharmacy technician program, libraries, third party prescription reimbursement programs, government agencies, pharmaceutical corporations, manufacturers, distributors and any other interested parties.

(Source: Amended at 13 Ill. Reg. _____, effective _____)

Section 790.40 Consideration of Drug Products for Inclusion in the Illinois Formulary

- a) Drug products for inclusion in the Illinois Formulary shall be approved and recommended to the Director, Illinois Department of Public Health, by a Technical Advisory Council composed of seven members, each of whom has extensive experience in pharmaceutical affairs. Products for Council consideration shall be researched and presented by Departmental staff following consideration of recommendations by the Federal Food and Drug Administration (FDA), of recognized drug reference sources, of published research, and of qualified consultants.
- b) No product shall be considered for inclusion in the Illinois Formulary unless each individual dosage form, dosage strength and manufacturer has been recommended for drug product selection use by the FDA. Each product considered must be verified by the FDA as being marketed under currently approved drug applications, as meeting required manufacturing standards and chemical identity standards, and as being cleared of any issues involving the bioequivalence or bioavailability of the product. Prior to being sanctioned for DPS use, the product must pass FDA criteria specific for DPS approval which may be more stringent than that required for general marketing approval.
- c) Products in generic entities (as described in Section 790.100 of this Part) never previously reviewed in any manner shall be ineligible for consideration at Technical Advisory Council meetings if the products' FDA approval date is 30 or fewer days prior to the scheduled Technical Advisory Council meeting. Such entities' initial review shall be deferred to the next scheduled Technical Advisory Council meeting.

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d) Manufacturers of products in generic entities never previously reviewed in any manner, or items under further consideration by the Technical Advisory Council, for whatever reason, shall comply with the following criteria to be allowed to address the Council:

- 1) Eight copies of testimony and eight copies of any and all data upon which comment or reference to may be made, whether published or unpublished, shall be submitted, in writing, to the following address no later than 21 calendar days prior to the regularly scheduled quarterly meeting of the Technical Advisory Council.

Administrator, Drug Product Selection Program
Illinois Department of Public Health
Office of Health Protection
Division of Food, Drugs and Dairies
525 W. Jefferson Street
Springfield, Illinois 62761

- 2) The Department shall notify all other manufacturers of products within a specific generic entity that a petition for review has been received within the time frame specified in this Section. Such manufacturers shall provide 8 copies of testimony and eight copies of any and all data upon which comment or reference to may be made, whether published or unpublished, in writing, to the Department within 14 days of the regularly scheduled meeting should they wish to make presentation on the specific issue at the Council meeting.
- 3) Each manufacturer shall be limited to a 20 minute presentation, irrespective of their number of speakers. Additional time shall be available to answer specific questions of the Technical Advisory Council members, if necessary.

Failure to comply with these criteria shall result in the exclusion of the speaker(s) from the agenda.

(Source: Amended at 13 Ill. Reg. _____, effective _____)

Section 790.320 Transfer of Prescription Records

Pharmacists shall be required to designate the prescriber's original intent concerning drug product selection on every prescription record transferred to another pharmacy, irrespective of the method of transfer. The receiving pharmacy shall record the prescriber's drug product selection intent on the original prescription record of the transferred prescription.

(Source: Added at 13 Ill. Reg. _____, effective _____)

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Responsibility for Special Education
- 2) Code Citation: 89 Ill. Adm. Code 760
- 3) Section Numbers: 760.40
Proposed Action:
amendment
- 4) Statutory Authority: Sections 3 and 10 of "AN ACT in relation to the rehabilitation of disabled persons" (Ill. Rev. Stat. 1987, ch. 23, pars. 3434 and 3441)
- 5) A Complete Description of the Subjects and Issues involved:
This Part sets forth the Department's general responsibilities concerning the operations of the Department's schools. The proposed amendment corrects a citation for the Illinois State Board of Education's rules on Special Education.
- 6) Will this proposed rule replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?
Yes ☒ No
- 8) Does this proposed rule (amendment, repealer) contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No

- Section Numbers Proposed Action Illinois Register Citation
- 10) Statement of Statewide Policy Objectives (if applicable):
Not Applicable

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: All persons who submit a written request to comment within fourteen (14) days after this notice has been published shall be given a reasonable opportunity to submit data, views, argument or comments about this rulemaking. All such submissions shall be made within forty-five (45) days after this notice has been published. Any comments submitted within forty-five (45) days after this notice has been published will be considered by the Department. All requests and comments should be submitted in writing to:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

Ms. Leigh Reed
Regulations and Procedures Section
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

- 12) Initial Regulatory Flexibility Analysis: The Department has determined that this rulemaking will not effect small businesses.

The full text of the Proposed Rule(s) begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER f: EDUCATIONAL FACILITIES

PART 760

RESPONSIBILITY FOR SPECIAL EDUCATION

Section 760.10 Responsibility of State School
Section 760.20 Comprehensive Program
Section 760.40 Rights and Privileges of Students

AUTHORITY: Implementing Sections 3 and 10 and authorized by Section 3 of "AN ACT in relation to rehabilitation of disabled persons" (Ill. Rev. Stat. 1987, ch. 23, pars. 3434 and 3441.)

SOURCE: Adopted at 6 Ill. Reg. 1235, effective January 18, 1982; codified at 6 Ill. Reg. 13373; amended at 12 Ill. Reg. 11255, effective June 16, 1988; amended at 12 Ill. Reg. _____, effective _____.

Section 760.40 Rights and Privileges of Students

The State School shall be responsible for ensuring that those students enrolled enjoy rights and privileges equal to those of all other children. The State School will not expel a student for behavior or a condition which is, or results from, an exceptional characteristic, as defined in the Illinois State Board of Education's rules Special Education (23 Ill. Adm. Code 226.552 Subpart I). Regard shall not be given to whether the exceptional characteristic is the student's primary exceptional characteristic. In the event that a student is expelled for reasons not associated with the student's exceptional characteristic(s), the State School shall initiate discharge procedures as set out in Case Study Evaluation to Determine Whether a Student is Inappropriately Placed (89 Ill. Adm. Code 755.240 and 795.30).

(Source: Amended at 12 Ill. Reg. _____, effective _____)

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

1) Heading of the Part: Credit Services Organizations

2) Code Citation: 14 Ill. Adm. Code 177

3) <u>Section Numbers:</u>	<u>Proposed Action:</u>
177.10	New Section
177.20	New Section
177.30	New Section
Illustration A	New Section
Illustration B	New Section

4) Statutory Authority: Implementing and authorized by the Credit Services Organizations Act (P.A. 85-1384, effective January 1, 1989)

5) A Complete Description of the Subjects and Issues Involved:

This rulemaking implements the Secretary of State's responsibilities under the Credit Services Organization Act (P.A. 85-1384). The rules state the business hours and location for filing of the required registration statement and bond. The rules define the contents of the registration statement and the surety bond.

6) Will these proposed amendments replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Do these proposed amendments contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: Not applicable because local governments are not affected by this rule.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Philip S. Howe
Counsel to the Secretary
298 Centennial Building
Springfield, Illinois 62706
217/785-3094

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Small Business Assistance Office of the Department of Commerce and Community Affairs:

- B) Types of small businesses affected:
Credit service organizations as defined by P.A. 85-1384
- C) Reporting, bookkeeping or other procedures required for compliance:
None
- D) Types of professional skills necessary for compliance: None
- The full text of the Proposed Rules begins on the next page:

TITLE 14: COMMERCE
SUBTITLE A: REGULATION OF BUSINESS
CHAPTER I: SECRETARY OF STATE
PART 177
CREDIT SERVICES ORGANIZATIONS

Section 177.10 Filing with the Secretary of State
177.20 Requirements for Filing
177.30 Availability of Records
ILLUSTRATION A Credit Services Organization Registration Statement
ILLUSTRATION B Credit Services Organization Surety Bond

AUTHORITY: Implementing and authorized by the Credit Services Organizations Act (P.A. 85-1384, effective January 1, 1989).

SOURCE: Adopted at Ill. Reg. _____, effective _____.

Section 177.10 Filing with the Secretary of State

All documents required to be filed with the Secretary of State by the Credit Services Organizations Act (P.A. 85-1384, effective January 1, 1989) shall be filed with the Index Department, 111 East Monroe Street, Springfield, Illinois 62756, between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, excluding holidays.

Section 177.20 Requirements for Filing

- a) A registration statement. The statement as shown in Illustration A will be supplied by the Index Department and shall be used by the credit services organization.
- b) A one hundred dollar (\$100.00) filing fee. The fee shall be paid in cash, by money order, certified check or personal check. No registration statement shall be accepted and filed without the payment of the fee.
- c) A \$100,000.00 surety bond. The bond shall contain the same terminology as the bond shown in Illustration B. Bond form will be supplied by the Index Department.

Section 177.30 Availability of Records

The registration statements and bonds filed hereunder shall be available for inspection and copying during the normal work hours.

NOTICE OF PROPOSED RULES

Section 177. ILLUSTRATION A - Credit Services Organization
Registration Statement

STATE OF ILLINOIS
CREDIT SERVICES ORGANIZATION
REGISTRATION STATEMENT
(\$100 Filing Fee)

This registration statement, along with a \$100 filing fee and a \$100,000 surety bond are to be filed with the Secretary of State, Index Department, 111 East Monroe Street, Springfield, IL 62756.

When a change in the information contained in this statement occurs the credit services organization is required to file an amended statement within 90 days. There is no fee for filing amended statements.

A credit services organization is required to continuously maintain a \$100,000 surety bond. A bond shall also be maintained for a period of 2 years after the date that the organization ceases operations.

A file-stamped copy of this statement will be returned to the credit services organization who must maintain the copy in their files and allow a buyer to inspect the registration statement.

1. Name and address of the credit services organization.

2. Name and address of the registered agent or individual authorized to accept service of process on behalf of the credit services organization.

3. Name and address of any and all persons who directly or indirectly own or control 10 percent or more of the outstanding shares of stock in the credit services organization.
(If additional space is needed, attach a listing)

NOTICE OF PROPOSED RULES

4. Bond number and name and location of the surety company issuing a \$100,000 surety bond as required by the Credit Services Organizations Act.
Bond number _____

5. (A) Has there been any litigation or unresolved complaint filed with a governmental authority of this State, any other state or the United States relating to the operation of this Credit Services Organization? No _____ Yes _____
If answer is yes, you must attach a full and complete disclosure.

(B) If there has been no litigation or unresolved complaint filed, the following statement must be completed and notarized.

I, _____, name _____ official capacity _____
of _____ name of credit service organization _____

do hereby affirm that there has been no litigation or unresolved complaint filed with a governmental authority of this State, any other State or the United States relating to the operation of this credit services organization.

signature _____

Subscribed and affirmed to before me on _____,
19 ____.

(seal)

signature of notary public _____

6. I do hereby affirm that the foregoing statements and any attachments are true and correct.

signature _____

official capacity _____

Subscribed and affirmed to before me on _____,
19 ____.

(seal)

signature of notary public _____

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

Section 177. ILLUSTRATION B - Credit Services Organization Surety Bond

STATE OF ILLINOIS
CREDIT SERVICES ORGANIZATION
\$100,000 SURETY BOND

File with Secretary of State, Index Department, 111 E. Monroe,
Springfield, IL 62756

(Required by Public Act 85-1384,
effective January 1, 1989)

Bond Number _____
Premium \$ _____ Term _____

KNOW ALL PERSONS BY THESE PRESENTS:

That _____
Name of Principal
as principal, doing business under the name of _____,
Name of Business
a credit services organization, and whose address for service is _____,
Street Address

City State Zip
and _____, a corporation
Name of Surety

authorized to transact a general surety business in the State of Illinois, as surety, are held firmly bound unto the People of the State of Illinois in the penal sum of \$100,000, for the payment of which, we bind ourselves, our heirs, executors, successors and assigns, jointly and severally, firmly by these presents.

The principal is engaged in the business of selling the services of a credit services organization within the meaning of the "Credit Services Organizations Act" (Public Act 85-1384, approved September 1, 1988, effective January 1, 1989) and is required to furnish a bond conditioned as herein set forth; and this bond is executed and tendered in accordance therewith.

SECRETARY OF STATE

NOTICE OF PROPOSED RULES

The conditions of this obligation are that if the principal complies with the provisions of the "Credit Services Organizations Act" and does not damage any person by any violation of said Act then this obligation is to be void, otherwise it is to remain in full force and effect.

Any person damaged by any violation of the "Credit Services Organizations Act" may bring an action of law against the principal and surety on this bond in his or her own name to recover such damages.

The liability of surety for any claim arising under this bond shall not exceed the actual damages arising from principal's violation of the "Credit Services Organizations Act" and surety shall not be liable for the punitive damages permitted under Section 11 of the Act.

The aggregate liability of the surety on all claims whatsoever shall not exceed the amount of this bond.

This bond is executed by the surety to comply with the provisions of the "Credit Services Organizations Act" and said bond shall be subject to all of the terms and provisions thereof.

Name of Officer of Business	Name of Surety
_____	_____
Address	Address
_____	_____

This bond is executed under an unrevoked appointment or power of attorney.

I certify (or declare) under penalty of perjury under the laws of the State of Illinois that the foregoing is true and correct.

Date	Signature of Attorney-In-Fact
_____	_____
	Printed or Typed Name of Attorney-In-Fact

* * *

A credit services organization is required to continuously maintain a \$100,000 surety bond. A bond shall also be maintained for a period of 2 years after the date that the organization ceases operations.

NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Insurance and Surety Companies2) Code Citation: 44 Ill. Adm. Code 10503) Section Number:

1050.110

1050.120

1050.140

Adopted Action:

Amendment

Amendment

New

4) Statutory Authority: Implementing and authorized by Section 9.06 of the Capital Development Board Act (Ill. Rev. Stat. 1987, ch. 127, par. 779.06).5) Effective Date of Amendments: November 29, 19886) Does this rulemaking contain an automatic repeal date? No7) Does this amendments contain incorporations by reference? No
If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?8) Date Filed in Agency's Principal Office: November 23, 19889) Notice of Proposal Published in Illinois Register: 12 Ill. Reg. 13377; August 19, 1988.10) Has JCAR issued a Statement of Objections to this rule? NoA) Statement of Objection: (issue date) , Ill. Reg.B) Agency Response: (issue date) , Ill. Reg.C) Date Agency Response Submitted for Approval to JCAR:11) Difference between proposal and final version:

A) The headings for Section 1050.140 now agree in the table of contents and the text. They now match exactly.

B) In Section 1050.110 Capital Development Board has been added to define Board and Board has been placed in parentheses.

In Section 1050.110, lines 6 and 9, have deleted the statement concerning the publication containing no later amendments or editions. Added a separate sentence at the end of the Section as: These standards do not contain any later amendments or editions.

NOTICE OF ADOPTED AMENDMENTS

C) Section source note for Section 1050.110 has been changed from "Amended" to "Added"

D) In Section 1050.120(c)(2), Sections 86 through 107 of the Illinois Insurance Code has been added and the statutory citation following the reference has been placed within parentheses.

E) In Section 1050.140(b), clarifying language was added following the comma.

F) In Section 1050.140(c), the language beginning with "such as", through the end of the paragraph, was added for clarification.

G) In Section 1050.140(d), the language beginning with the words "as determined from", through the end of the paragraph was added for clarification.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes13) Will these amendments replace an emergency rule currently in effect? No14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Amendments: Language has been added to clarify the requirements for prequalification of surety and insurance companies. Language has been added to include Risk Retention Groups and Lloyds of London as acceptable sources of insurance. New section has been added for waiver of prequalification requirements by the Board, upon the recommendation of the Executive Director, for surety and insurance companies.

16) Information and questions regarding these adopted amendments shall be directed to:

Fredrick W. Hahn, Legal Advisor
Capital Development Board
401 South Spring Street
Springfield, IL 62706
Telephone 217/785-4250

The full text of the Adopted Amendments begins on the next page:

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED AMENDMENTS

TITLE 44: GOVERNMENT CONTRACTS, PROCUREMENT AND PROPERTY MANAGEMENT
 SUBTITLE B: SUPPLEMENTAL PROCUREMENT RULES
 CHAPTER XII: CAPITAL DEVELOPMENT BOARD

PART 1050
 INSURANCE AND SURETY COMPANIES
 SUBPART A: PREQUALIFICATION

Section	Prequalification of Surety Companies
1050.110	Prequalification of Insurance Companies
1050.120	Reinsurer
1050.130	Waiver of Prequalification Requirements
1050.140	

SUBPART B: SUSPENSION

Section	Suspension
1050.510	Suspension Procedures
1050.520	Duration of Suspension
1050.530	Suspension Proceeding
1050.540	Severability
1050.550	

AUTHORITY: Implementing and authorized by Section 9.06 of the Capital Development Board Act (Ill. Rev. Stat. 1987, ch. 127, par. 779.06).

SOURCE: Adopted at 2 Ill. Reg. 30, p. 140, effective July 27, 1978; amended at 4 Ill. Reg. 9, p. 233, effective February 14, 1980; amended at 5 Ill. Reg. 1890, effective February 17, 1981; amended and codified at 8 Ill. Reg. 20284, effective October 1, 1984; amended at 9 Ill. Reg. 17317, effective October 29, 1985; amended at 12 Ill. Reg. 9856, effective May 27, 1988; amended at 12 Ill. Reg. 20441, effective November 29, 1988.

Section 1050.110 Prequalification of Surety Companies

A surety company must be prequalified with the Capital Development Board (Board) to be an acceptable source of bonds required by Board contracts. A surety company shall be deemed prequalified and an acceptable source for bonds required by Board Contracts if the surety company meets the requirements for a Certificate of Authority (31 CFR 223.1 et seq.) in effect as of 15 April 1982. A and if the surety company that is listed in the Department of Treasury Circular 570 shall be presumed to meet the aforesaid requirements or if it has a policyholder's rating of B or better and a financial rating of not less than Class V by A. B. Best Company (1987). These standards do not contain any later amendments or editions.

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED AMENDMENTS

(Source: Amended at 12 Ill. Reg. 20441, effective November 29, 1988)

Section 1050.120 Prequalification of Insurance Companies

a) An insurance company must be prequalified with the Board for its policies to be an acceptable source for insurance required by Board contracts. Only those insurance companies duly authorized by the Illinois Department of Insurance to transact business in the State of Illinois may be prequalified. Only those insurance companies having a sound financial base and performance record shall be acceptable. The factors considered by the Board in determining an insurance company's prequalification include:

- a) 1) stability of the company's income;
- b) 2) ratio of assets to liabilities;
- c) 3) a policy holder's rating of B or better by A. B. Best Company (19867, this standard does not contain any later amendments or editions) and a financial rating of not less than Class V;
- d) 4) competence in underwriting;
- e) 5) soundness of the company's investments including balanced risks, liquidity and diversification.

b) Risk Retention Groups will be an acceptable source for insurance required by Board contracts when the risk retention group is prequalified with the Board. The factors considered by the Board in determining a risk retention group's prequalification include:

- 1) duly authorized by the Illinois Department of Insurance to transact business in the State of Illinois;
- 2) organization and compliance by the risk retention group in conformity with all laws and regulations governing risk retention groups. The risk retention group may be organized and operated under either Illinois or Federal Law.
- c) Lloyds of London will be an acceptable source for insurance required by Board contracts when prequalified with the Board. The factors considered by the Board in determining Lloyds of London's prequalification include:

- 1) a current Certificate of Authority issued by the Director of the Illinois Department of Insurance;

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED AMENDMENTS

- 2) compliance with the requirements of Sections 86 through 107 of the Illinois Insurance Code (Ill. Rev. Stat. 1987, ch. 73, par. 698 through 719).

(Source: Amended at 12 Ill. Reg. 20441, effective November 29, 1988.)

Section 1050.140 Waiver of Prequalification Requirements:

The Board, upon the recommendation of the Executive Director, may waive the prequalification requirements for surety and insurance companies in such cases where the criteria create an extreme hardship on a contractor or contractors desirous of submitting a bid or obtaining an Authorization to Proceed on a Board project. The Board will consider the following factors in making the waiver determination:

- a) the availability of bonds and insurance policies in the market place for the particular risks;
- b) the contractor's good faith efforts to obtain coverage from prequalified firms prior to bid, as evidenced by the submission of documentation indicating applications for the necessary coverage were made and denied;
- c) the availability of other methods such as but not limited to letters of credit or similar secured financial instruments to guarantee the performance of the surety and insurance companies;
- d) the best interests of the State of Illinois as determined from factors such as, but not limited to, monetary savings, earlier completion of the project or policy provisions, not required under contracts with the Board, that are favorable to the State.

(Source: Added at 12 Ill. Reg. 20441, effective November 29, 1988.)

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Prequalification of Architects and Engineers
- 2) Code Citation: 44 Ill. Adm. Code 980
- 3) Section Number: 980.110 Adopted Action: Amendment
- 4) Statutory Authority: Implementing the Capital Development Board Act and authorized by Section 1A-11 of that Act (Ill. Rev. Stat. 1987, ch. 127, pars. 771 et seq. and 783.11).
- 5) Effective Date of Amendments: November 29, 1988
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendments contain incorporations by reference? No
If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?
- 8) Date Filed in Agency's Principal Office: November 23, 1988
- 9) Notice of Proposal Published in Illinois Register: 12 Ill. Reg. 13691; August 26, 1988.
- 10) Has JCAR issued a Statement of Objections to this rule? No
 - A) Statement of Objection: (issue date) 111. Reg. _____
 - B) Agency Response: (issue date) 111. Reg. _____
 - C) Date Agency Response Submitted for Approval to JCAR:
- 11) Difference between proposal and final version:
 - A) Added par. 771 et seq. in the Authority Note.
 - B) In line 3 of Section 980.110, CDB the shortened form has been spelled out and (Board) has been added to define Capital Development Board.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this amendments replace an emergency rule currently in effect? No

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED AMENDMENTS

- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Amendment: To ensure the reliability of architects and engineers (A/E's) who work under subcontract to A/E's under contract with the Capital Development Board (Board) by requiring them to be prequalified with the Board.
- 16) Information and questions regarding this adopted amendment shall be directed to:

Fredrick W. Hahn, Legal Advisor
Capital Development Board
401 South Spring Street
Springfield, IL 62706
Telephone 217/782-0700

The full text of the Adopted Amendment begins on the next page:

CAPITAL DEVELOPMENT BOARD

NOTICE OF ADOPTED AMENDMENTS

- TITLE 44: GOVERNMENT CONTRACTS, PROCUREMENT AND PROPERTY MANAGEMENT
SUBTITLE B: SUPPLEMENTAL PROCUREMENT RULES
CHAPTER XII: CAPITAL DEVELOPMENT BOARD

PART 980
PREQUALIFICATION OF ARCHITECTS AND ENGINEERS

Section	Prequalification Required
980.110	Application for Prequalification
980.120	Application for Joint Venture Prequalification
980.130	Term of Prequalification
980.140	Renewal of Prequalification
980.150	Notice to Board Required If Change In Key Person or Percentage of Ownership
980.160	Notice to Board Required If Registration is Suspended, Revoked, or Not Renewed
980.180	Suspension Procedures
980.190	Severability

AUTHORITY: Implementing the Capital Development Board Act and authorized by Section 1A-11 of that Act (Ill. Rev. Stat. 1987, ch. 127, pars. 771 et seq. and 783.11).

SOURCE: Adopted at 2 Ill. Reg. 30, p. 140, effective July 27, 1978; amended at 4 Ill. Reg. 9, p. 233, effective February 14, 1980; amended at 5 Ill. Reg. 1890, effective February 17, 1981; amended and codified at 8 Ill. Reg. 20317, effective October 1, 1984; amended at 9 Ill. Reg. 17329, effective October 29, 1985; amended at 12 Ill. Reg. 20446, effective November 29, 1988.

Section 980.110 Prequalification Required

Architects and engineers shall be prequalified to determine their responsibility prior to entering into a contractual relationship with the Capital Development Board (Board). All architects, engineers or consultants who perform work by contract or otherwise for the architects and engineers under contract to the Board shall also be prequalified with the Board. The determination of prequalification of applicants shall be based, among other considerations, on information supplied to the Board in response to questions submitted to the applicant. The Board shall verify relevant information with the Illinois Department of Registration and Education Professional Regulation and the Secretary of State.

(Source: Amended at 12 Ill Reg. 20446, effective November 29, 1988)

- 1) The Heading of the Part: Pay Plan
- 2) The Code Citation: 80 Ill. Adm. Code 310
- 3) Section Numbers:
- | | |
|-----------------|---------|
| 310.40 | Amended |
| 310.110 | Amended |
| 310.130 | Amended |
| 310.290 | Amended |
| 310.300 | Amended |
| 310.440 | Amended |
| 310.450 | Amended |
| 310.455 | Amended |
| 310.456 | Amended |
| 310.530 | Amended |
| 310.540 | Amended |
| 310. Appendix B | Amended |
| 310. Appendix C | Amended |
| 310. Appendix D | Amended |
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 127, par. 63b108a(2)
- 5) Effective Date of Amendment: November 28, 1988
- 6) Does this rulemaking contain an automatic repeal date? Yes ☐ No ☒
If "yes", please specify date:
- 7) Does this amendment contain incorporation by reference? No
If "yes", was a copy of the approval form issued by JCAR attached to this rulemaking?
This amendment does not contain any incorporations by reference.
- 8) Date filed in Agency's Principal Office: November 28, 1988
- 9) Notice of Proposal Published in Illinois Register:
August 5, 1988, Issue #32, 12 Ill. Reg. 12599
August 26, 1988, Issue #35, 12 Ill. Reg. 13716 (Notice of Correction to Appendix C)
- 10) Has JCAR issued a Statement of Objections to this rule? No
If answer is "yes", please complete the following:
A) Statement of Objection: (Issue Date) _____ Ill. Reg. _____

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
NOTICE OF ADOPTED AMENDMENTS

B) Agency Response: (Issue Date) _____ Ill. Reg. _____

C) Date Agency Response Submitted for Approval to JCAR:

11) Difference between proposal and final version:

See the attached letter of the Joint Committee on Administrative Rules dated November 15, 1988.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this Amendment replace an emergency amendment currently in effect?

Yes

14) Are there any amendments pending to this part? No

Section Numbers

Proposed Action

Ill. Reg. Citation

15) Summary and Purpose of Amendment:

These Amendments reflect Fiscal Year 1989 changes affecting Out of State/Foreign Service Rates, Schedule of Salary Grades, Physician Administrator and Medical Facilities Administrator Rates, and the Merit Compensation System Salary Schedule.

In Section 310.40, the changes occurring to this part pertain to Appendix C to correct the titling of the Appendix; and in agreement with the Joint Committee on Administrative Rules, the year of the Illinois Revised Statutes has been changed from 1983 to 1987.

In Sections 310.110 and 310.130, the dates were updated to reflect the new fiscal year. In Section 310.110, a paragraph was added pertaining to "Extended Service Lump Sum Payment" to stipulate that no employee will receive more than one extended service payment and no additional payment thereafter between July, 1986 and June 30, 1989. Also in compliance with recommendations made by the Joint Committee on Administrative Rules, the word "and" was removed between "eligible" and "have" in Section 310.110(b)(4).

In Section 310.290, the ranges of the Out of State of Foreign Service Rates were increased to reflect the same increases given to other in-State employees.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENT

The narrative that was filed by emergency amendment to Section 310.290 (Issue #29, July 15, 1988) in reference to suspending Merit Compensation increases was deleted.

In Section 310.300, a correction was made pertaining to the proper location of the table for the Education Rates.

In Section 310.440, the revision in the narrative pertains to the inclusion of the merit pay zone limit of the Merit Compensation Salary Schedule.

In Sections 310.450 and 310.455, the narrative that was filed by emergency amendment (Issue #29, July 15, 1988) in reference to suspending Merit Compensation increases was deleted.

In Section 310.456, the date was deleted.

In Section 310.530, the previous narrative filed by emergency Amendment in reference to suspend Merit Compensation Increases was deleted. New narrative in paragraph a) and b) deletes the effective date and refers to Fiscal Year 1989. In paragraph c), narrative was included to reflect that those employees who had a July 1, 1988 performance review date who received a salary payment that did not reflect use of the Merit Increase Guidechart for Fiscal Year 1989 will receive a lump sum payment equal to the difference between what was initially paid and what is determined to be appropriate by the new Merit Increase Guidechart.

In Section 310.540, the narrative suspending Merit Compensation increases was deleted. The revisions to the Annual Merit Increase Guidechart set forth for Fiscal Year 1989 pertain to the allowable increases.

In Section 310. Appendix B, the Schedule of Salary Grades was amended to reflect a 5% increase, effective July 1, 1988, in order to maintain a parity with increases provided under major contracts.

In Section 310. Appendix C, the maximum salary ranges of the Physician Administrator and Medical Facilities Administrator Rates were increased by 5%. The "Midpoint Salary" was revised to reflect the new midpoint between the minimum and new maximum. In compliance with recommendations made by the Joint Committee on Administrative Rules, the midpoint salary of \$5,000 for Physician Administrator IV was corrected to read \$5,929.

In Section 310. Appendix D, the maximum salary ranges and the Merit Pay Zone Limit of the Merit Compensation System Salary Schedule was increased by 5%.

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENTS

Also in Section 310. Appendix D, the "Midpoint Salary" was revised to reflect the new midpoint between the minimum and new maximum.

16) Information and questions regarding this adopted amendment shall be directed to:

Name: Mr. Michael Murphy
Address: Department of Central Management Services
Division of Technical Services
504 William G. Stratton Building
Springfield, Illinois 62706

Telephone: (217) 782-5436

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND
POSITION CLASSIFICATIONS

CHAPTER 1: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310
PAY PLAN

SUBPART A: NARRATIVE

Section	
310.20	Policy and Responsibilities
310.30	Jurisdiction
310.40	Pay Schedules
310.50	Definitions
310.60	Conversion of Base Salary to Pay Period Units
310.70	Conversion of Base Salary to Daily or Hourly Equivalents
310.80	Increases in Pay
310.90	Decreases in Pay
310.100	Other Pay Provisions
310.110	Implementation of Pay Plan Changes, Effective July 1, 1987 ⁸
310.120	Interpretation and Application of Pay Plan
310.130	Effective Date
310.140	Reinstitution of Within Grade Salary Increases
310.150	Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, Effective July 1, 1984 (Repealed)

SUBPART B: SCHEDULE OF RATES

Section	
310.205	Introduction
310.210	Prevailing Rate
310.220	Negotiated Rate
310.230	Part-Time Daily or Hourly Special Services Rate
310.240	Hourly Rate
310.250	Member, Patient and Inmate Rate
310.260	Trainee Rate
310.270	Legislated and Contracted Rate
310.280	Designated Rate
310.290	Out-of-State or Foreign Service Rate
310.300	Education Rate
310.310	Physician Specialist Rate
310.320	Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections
310.330	Excluded Classes Rate (Repealed)

SUBPART C: MERIT COMPENSATION SYSTEM

Section

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENT(S)

310.410	Jurisdiction
310.420	Objectives
310.430	Responsibilities
310.440	Merit Compensation Salary Schedule
310.450	Procedures for Determining Annual Merit Increases
310.455	Intermittent Merit Increase
310.456	Merit Zone
310.460	Other Pay Increases
310.470	Adjustment
310.480	Decreases in Pay
310.490	Other Pay Provisions
310.500	Definitions
310.510	Conversion of Base Salary to Pay Period Units
310.520	Conversion of Base Salary to Daily or Hourly Equivalents
310.530	Implementation
310.540	Annual Merit Increase Guidechart for Fiscal Year 1989
310.550	Fiscal Year 1985 Pay Changes in Merit Compensation System Effective July 1, 1984 (Repealed)

APPENDIX A

	Negotiated Rates of Pay
TABLE A	HR-190 (Department of Central Management Services -- State of Illinois Building -- SEIU)
TABLE B	HR-200 (Department of Labor -- Chicago, Illinois -- SEIU)
TABLE C	RC-069 (Firefighters, AFSCME)
TABLE D	HR-001 (Teamsters Local #726)
TABLE E	RC-020 (Teamsters Local #330)
TABLE F	RC-019 (Teamsters Local #25)
TABLE G	RC-045 (Automotive Mechanics, ISEA)
TABLE H	RC-006 (Corrections Employees, AFSCME)
TABLE I	RC-009 (Institutional Employees, AFSCME)
TABLE J	RC-014 (Clerical Employees, AFSCME)
TABLE K	RC-023 (Registered Nurses, INA)
TABLE L	VR-004 (Illinois State Treasurer's Office Employees, Teamsters and IFT)
TABLE M	RC-027 (Educators, AFSCME) (Repealed)
TABLE N	RC-027 (Physician Rates, AFSCME) (Repealed)
TABLE O	HR-012 (Paraprofessional Human Services Employees, AFSCME)
TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA)
TABLE Q	RC-033 (Meat Inspectors, ISEA)
TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
TABLE S	HR-012 (Fair Employment Practices Employees, SEIU)
TABLE T	HR-010 (Teachers of Deaf, IFT)
TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
TABLE V	CU-500 (Corrections, Meet and Confer Employees)
TABLE W	RC-062 (Technical Employees, AFSCME)
TABLE X	RC-063 (Professional Employees, AFSCME)
TABLE Y	RC-063 (Educators, AFSCME)
TABLE Z	RC-063 (Physicians, AFSCME)

APPENDIX B Schedule of Salary Grades -- Monthly and Annual Rates of Pay
APPENDIX C Physician Administrative Rates and Medical Facilities Administrator Rates for Fiscal Year 1989
APPENDIX D Merit Compensation System Salary Schedule for Fiscal Year 1989
APPENDIX E Teaching Salary Schedule (Repealed)
APPENDIX F Physician and Physician Specialist Salary Schedule (Repealed)

AUTHORITY: Implementing and authorized by Section 8a(2) of the Personnel Code (Ill. Rev. Stat. 1987, ch. 127, par. 63b108a(2)).

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9211, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective

July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 9745, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; emergency amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988.

SUBPART A: NARRATIVE

Section 310.40 Pay Schedules

The attached Schedule of Salary Grades (Appendix B), Schedule of Rates (Subpart B), Physician Administrative or Medical Facilities Administrator Rates (Appendix C) and the Merit Compensation System (Subpart C) are hereby made a part of this Part. Each employee subject to this Part, except those whose rates of pay is determined under the Schedule of Rates (Subpart B) or the Merit Compensation System (Subpart C) of this Part, or Section 8(a) of the Personnel Code (Ill. Rev. Stat. 1983 1987, ch. 127, par. 63(b)101 et seq.), shall be paid at a step in the appropriate salary grade in the Schedule of Salary Grades (Appendix B) for the class of position in which he/she is employed.

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988

Section 310.110 Implementation of Pay Plan Changes, Effective July 1, 19878

- Effective July 1, 19878, the rates of pay for all employees occupying positions subject to the Schedule of Salary Grades shall be as set out in Appendix B, Schedule of Salary Grades -- Monthly and Annual Rates of Pay.
- Extended Service Lump Sum Payment
1) Effective July 1, 1979, All employees, except Emergency or Temporary, occupying positions subject to the Schedule of Salary Grades (Appendix B) who have three years of creditable service at Step 7 of their current position classification shall receive an extended service lump sum payment of \$100. Employees reaching

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three years creditable service on Step 7 shall receive the extended service lump sum payment of \$100. Any employee with an uninterrupted total of three years creditable service at Step 7 of a higher grade and Step 7 of his/her current grade shall also be eligible for such payment. Employees temporarily off the payroll shall be entitled to this payment upon return to the active payroll.

2) Effective July 1, 1984, all employees whose positions are subject to Appendix B, Schedule of Salary Grades--Monthly and Annual Rates of Pay, who have five (5) or more years or upon reaching five (5) years of creditable service at Step 7 of their current position classification shall receive a one-time extended service lump sum payment of \$150. Payment shall become effective upon an employee having at least five (5) years or upon reaching their five (5) year anniversary date. Any employee with an uninterrupted total of five (5) years creditable service at Step 7 of a higher grade and Step 7 of his/her current grade shall also be eligible for such payment. Employees temporarily off the payroll shall be entitled to this payment upon return to the active payroll.

3) Effective July 1, 1985, all employees whose positions are subject to Appendix B, Schedule of Salary Grades -- Monthly and Annual Rates of Pay, after being eligible to receive the Extended Service Lump Sum Payment as outlined in paragraph b)2), shall receive twenty-four months from the date they were eligible to receive the \$150 payment shall receive an additional \$200 one-time lump sum payment for such creditable service at Step 7 of the same position classification. Any employee with an uninterrupted total of twenty-four months of creditable service at Step 7, as described, of a higher grade and Step 7 of his/her current grade in the same position classification shall also be eligible for such payment. Employees temporarily off the payroll shall be entitled to this payment upon return to the active payroll.

4) After employees who are eligible have received an increase under this Section as enumerated above, the language in this Section is no longer applicable.

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

Section 310.130 Effective Date

The effective date of this Pay Plan Narrative (Subpart A), Schedule of Rates (Subpart B), and Schedule of Salary Grades (Appendix B), shall be July 1, 1987.

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

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Section 310.290 Out-of-State or Foreign Service Rate

The rate of pay for employees occupying positions which require payment in accordance with the economic conditions and social legislation of another state or foreign country. An adjustment may be made to the salary of an employee stationed in a foreign country to compensate for a change in the currency exchange rate. The Director of the Department of Central Management Services will, before approving an adjustment, consider the need of the employing agency, the treatment of other similar situations, prevailing practices of other employers, and the equity of the particular circumstances.

Title	Range	Effective Fiscal Year 1989 July 1, 1988
Account Technician I (Texas/California/Ohio)	\$1531--1929	
(New Jersey)	\$1608--2025	
	\$1531--1929	
Accounting and Fiscal Administration Career Trainee (Texas/California/Ohio)	1817--2289	
(New Jersey)	-1738--2225	
	1825--2336	
	-1738--2514	
Clerk Typist I (Foreign Service)	2063--2640	
	-1221--1476	
	1282--1549	
Clerk Typist III (Texas/California/Ohio)	-1334--1636	
(New Jersey)	1401--1718	
	-1334--1860	
	1583--1942	
Foreign Service Economic Development Executive I*	2521--4016	
	4217	
Foreign Service Economic Development Executive II*	3268--5202	
Foreign Service Economic Development Representative*	2170--3340	
Revenue Audit Supervisor (Texas/California/Ohio)	3507	
(New Jersey)	2869--4428	
	4884	
Revenue Auditor I (Texas/California/Ohio)	2868--5008	
(New Jersey)	5521	
	-2085--2729	
	2190--2866	
	-2085--3085	
	2475--3240	

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Revenue Auditor II
(Texas/California/Ohio)

(New Jersey)

Revenue Auditor III
(Texas/California/Ohio)

(New Jersey)

Revenue Deputy Regional Administrator

(Texas/California/Ohio)

(New Jersey)

Secretary I
(Texas/California/Ohio)

(New Jersey)

~~-2307--3035~~
~~-2422--3187~~
~~-2307--3431~~
~~2738--3602~~

~~-2571--3412~~
~~2699--3582~~
~~-2571--4313~~
~~3051--4528~~

3044--4741
5227

3044--5360
5909

~~-1531--1929~~
~~1608--2025~~
~~-1531--2180~~
~~1817--2289~~

~~*Class titles that are in alignment with the Merit Compensation System are not eligible for an increase since Merit Compensation increases are suspended effective July 1, 1988 until further amendments to the contrary.~~

(Source: Amended at 12 Ill. Reg. 20449, effective Nov. 28, 1988)

Section 310.300 Education Rate

The rates of pay for employees occupying or appointed to an Educator or a Rehabilitation Teacher position shall be as determined in the following paragraphs of this Section and as shown in Appendix A, Table MY, of this Part.

- Selection of the appropriate salary schedule shall be based on the institutional school year.
- Selection of the appropriate salary lane will be based on application of paragraph subsection (a) above, and the level of academic status attained by the incumbent that relates to the educational programs of the employing agency. All hours beyond bachelor's level must be approved by the agency as applicable to their programs.
- All provisions of Subpart A of this Part, with the exception of Section 310.100, shall apply to incumbents of the Educator or Rehabilitation Teacher Positions.

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- Upon furnishing evidence of the satisfactory completion of required course work, the employee shall be advanced in pay to the same numbered step in the appropriate salary lane. Such increases in the rate of pay shall be effective on the first day of the pay period following approval.

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

Section 310.440 Merit Compensation Salary Schedule

- The Merit Compensation Salary Schedule attached at the end of the Pay Plan as Appendix D is hereby made a part of the Merit Compensation System.
- The Salary Schedule shall consist of a series of salary ranges, each composed of a minimum, midpoint, and maximum rate-of-pay and merit pay zone limit.

(Source: Amended at 12 Ill. Reg. 20449, effective Nov. 28, 1988)

Section 310.450 Procedures for Determining Annual Merit Increases

~~Effective July 1, 1988, the provisions for salary increases normally allowed under Section 310.450 as set forth below are suspended. No increases can be granted under this provision until further amendment.~~

- An annual merit increase is an in-range salary adjustment for demonstrated performance.
- Eligibility for an annual merit increase shall be determined by the following conditions:

- Each employee will be eligible for a merit review after attaining 12 months creditable service. The employee's immediate supervisor shall prepare an Individual Development and Performance Evaluation form prior to the Performance Review Date, and discuss the results with the employee.
- Should the Individual Development and Performance review result in the employee not being eligible for an annual merit increase due to provisions of Section 310.450(d), or should the employee's base rate be at the maximum rate of pay of the salary range assigned to the employee's position, the employee will not be eligible for an annual merit increase until 12 months of additional creditable service has been accrued.
- Based upon the results of the Individual Development and Performance Evaluation, the employees' immediate supervisor shall determine whether the employee's performance warrants or does not warrant an annual merit increase.
- The amount of an annual merit increase recommendation shall be determined by use of the Merit Increase Guidechart of Section 310.540

if the employee's Individual Development and Performance Evaluation has on the Performance Review Date been evaluated at a Category 3 or higher level. An employee whose Individual Development and Performance Evaluation has, on the Performance Review Date been evaluated at Category 4 shall not receive an increase in the present base salary. However, in no event is the resulting salary to be lower than the minimum or higher than the maximum rate of pay of the respective salary range assigned to the employee's position.

e) The employee's immediate supervisor shall prepare a Performance Certification and Salary Increase Recommendation form, indicating whether or not the employee is eligible for an annual merit increase and the amount thereof.

f) The employee's immediate supervisor shall forward the Individual Development and Performance Evaluation records and Performance Certification and Salary Increase Recommendation records to the agency head or a designated authority for review and approval.

g) Annual merit increases in pay shall become effective the first day of the month in which the employee's Performance Review Date occurs.

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

Section 310.455 Intermittent Merit Increase

Effective July 1, 1987, the provisions for salary increases normally allowed under Section 310.455 as set forth below are suspended. No increases can be granted under this provision until further amendment.

- a) An Intermittent Merit Increase may be proposed by a supervisor when one of the following conditions have been met: Outstanding performance of a substantial project; outstanding performance by a manager or supervisor that greatly improves operating efficiency; performance significantly beyond standards for a sustained period. The supervisor must document the circumstances justifying the merit increase.
- b) An Intermittent Merit Increase may be awarded in any whole dollar amount up to 5% of current base salary. An Intermittent Merit Increase may be awarded to an employee not more often than once in a six month period.
- c) The increase must have the prior approval of the agency Director and the Director of Central Management Services.

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

Section 310.456 Merit Zone

- a) The salary ranges shall be extended, effective July 1, 1987 as set forth in Appendix D of the Pay Plan to provide additional salary potential for employees near their normal maximum rates.

- b) Employees' salaries may be advanced into the Merit Zone only by an annual rating of "Significantly Surpasses Objectives" or by an Intermittent Merit Increase.

(Source Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

Section 310.530 Implementation

- a) Effective July 1, 1987, the salary schedule for the Merit Compensation System is increased as set forth in Appendix B of the Pay Plan. The salary schedule in effect since July 1, 1987, shall remain unchanged as set forth in Appendix B of the Pay Plan. The salary schedule for the Merit Compensation System for Fiscal Year 1989 is increased and set forth in Appendix D of the Pay Plan.

- b) Effective July 1, 1987, the Merit Increase Guidechart is as set forth in Section 310.540 of the Pay Plan. Under further amendment, merit increases are suspended, effective July 1, 1988. The Merit Increase Guidechart for Fiscal Year 1989 is as set forth in Section 310.540 of the Pay Plan.

- c) Employees whose salaries prior to July 1, 1987, were below the new minimums of their salary ranges shall be raised to the new minimum by means of a special adjustment. Any employee with a July 1, 1988 performance review date who received a salary payment that did not reflect use of the Merit Increase Guidechart for Fiscal Year 1989 as set out in Section 310.540, shall receive a lump sum payment equal to the difference between what was initially paid and what is determined to be appropriate by use of the Merit Increase Guidechart.

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

Section 310.540 Annual Merit Increase Guidechart for Fiscal Year 1989

Until further amendment, merit increases are suspended, effective July 1, 1988. Effective July 1, 1987

Category	Definition	Allowable Increase
Category 1	Significantly surpasses objectives	5-7%
Category 2	Fully accomplishes objectives	3-5%
Category 3	Marginally accomplishes objectives	0-3%
Category 4	Unacceptable accomplishment of objectives	0%

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

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Section 310.APPENDIX B Schedule of Salary Grades -- Monthly and Annual Rates
of Pay

Effective July 1, 1986

Grade	Minimum Step-1	Step-2	Step-3	Step-4	Step-5	Step-6	Maximum Step-7
1	17,030 12,360	17,062 12,744	17,091 13,092	17,122 13,464	17,157 13,804	17,180 14,256	17,244 14,920
2	17,062 12,744	17,091 13,092	17,122 13,464	17,159 13,908	17,192 14,304	17,225 14,700	17,289 15,396
3	17,091 13,092	17,122 13,464	17,160 13,920	17,195 14,340	17,229 14,748	17,265 15,100	17,329 15,940
4	17,122 13,464	17,160 13,920	17,197 14,364	17,232 14,784	17,272 15,204	17,309 15,700	17,375 16,500
5	17,160 13,920	17,199 14,380	17,238 14,856	17,278 15,336	17,317 15,804	17,355 16,260	17,423 17,076
6	17,199 14,380	17,239 14,860	17,280 15,360	17,322 15,864	17,365 16,380	17,409 16,908	17,482 17,784
7	17,239 14,860	17,283 15,396	17,327 15,924	17,373 16,476	17,418 17,016	17,464 17,560	17,543 18,056
8	17,283 15,396	17,331 15,972	17,379 16,540	17,430 17,160	17,478 17,736	17,520 18,336	17,609 19,300
9	17,331 15,972	17,381 16,572	17,435 17,220	17,486 17,832	17,542 18,504	17,595 19,140	17,677 20,124
10	17,381 16,596	17,442 17,304	17,495 17,940	17,552 18,624	17,607 19,204	17,666 19,992	17,756 21,072
11	17,442 17,316	17,504 18,040	17,560 18,720	17,623 19,476	17,683 20,196	17,741 20,892	17,837 22,044
12	17,511 18,132	17,575 18,700	17,636 19,262	17,703 20,436	17,766 21,162	17,831 21,972	17,934 23,200
13	17,577 18,924	17,645 19,740	17,714 20,560	17,783 21,396	17,851 22,212	17,922 23,064	18,031 24,572
14	17,653	17,727	17,798	17,870	17,950	28,026	28,142

Grade	Minimum Step-1	Step-2	Step-3	Step-4	Step-5	Step-6	Maximum Step-7
15	17,720 20,736	17,809 21,700	17,886 22,632	17,963 23,556	27,044 24,520	27,120 25,740	27,246 26,952
16	17,813 21,756	17,898 22,776	17,986 23,832	27,068 24,816	27,154 25,840	27,240 26,800	27,373 28,476
17	17,904 22,748	17,994 23,928	27,087 25,844	27,174 26,800	27,263 27,156	27,354 28,240	27,495 29,940
18	27,006 24,872	27,104 25,240	27,201 26,412	27,300 27,600	27,396 28,752	27,490 29,800	27,639 31,660
19	27,115 25,730	27,222 26,664	27,327 27,924	27,434 29,200	27,537 30,444	27,644 31,720	27,804 33,640
20	27,235 26,820	27,347 28,164	27,457 29,404	27,573 30,876	27,685 32,220	27,794 33,524	27,967 35,604
21	27,360 28,720	27,482 29,704	27,601 31,212	27,722 32,664	27,846 34,152	27,964 35,560	28,149 37,780
22	27,494 29,920	27,625 31,500	27,753 33,036	27,882 34,504	28,015 36,100	28,142 37,704	28,336 40,832
Effective July 1, 1988							
Grade	Minimum Step-1	Step-2	Step-3	Step-4	Step-5	Step-6	Maximum Step-7
1	1,082 12,984	1,115 13,380	1,146 13,752	1,178 14,136	1,215 14,580	1,247 14,964	1,306 15,672
2	1,115 13,380	1,146 13,752	1,178 14,136	1,217 14,604	1,252 15,024	1,286 15,432	1,347 16,164
3	1,146 13,752	1,178 14,136	1,218 14,616	1,255 15,060	1,290 15,480	1,328 15,936	1,395 16,740
4	1,178 14,136	1,218 14,616	1,257 15,084	1,294 15,528	1,336 16,032	1,374 16,488	1,444 17,328
5	1,218 14,616	1,259 15,108	1,300 15,600	1,342 16,104	1,383 16,596	1,423 17,076	1,494 17,928

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Grade	Minimum Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Maximum Step 7
<u>6</u>	<u>1,259</u> <u>15,108</u>	<u>1,301</u> <u>15,612</u>	<u>1,344</u> <u>16,128</u>	<u>1,388</u> <u>16,656</u>	<u>1,433</u> <u>17,196</u>	<u>1,479</u> <u>17,748</u>	<u>1,556</u> <u>18,672</u>
<u>7</u>	<u>1,301</u> <u>15,612</u>	<u>1,347</u> <u>16,164</u>	<u>1,393</u> <u>16,716</u>	<u>1,442</u> <u>17,304</u>	<u>1,489</u> <u>17,868</u>	<u>1,537</u> <u>18,444</u>	<u>1,620</u> <u>19,440</u>
<u>8</u>	<u>1,347</u> <u>16,164</u>	<u>1,398</u> <u>16,776</u>	<u>1,448</u> <u>17,376</u>	<u>1,502</u> <u>18,024</u>	<u>1,552</u> <u>18,624</u>	<u>1,604</u> <u>19,248</u>	<u>1,689</u> <u>20,268</u>
<u>9</u>	<u>1,398</u> <u>16,776</u>	<u>1,450</u> <u>17,400</u>	<u>1,507</u> <u>18,084</u>	<u>1,560</u> <u>18,720</u>	<u>1,619</u> <u>19,428</u>	<u>1,675</u> <u>20,100</u>	<u>1,761</u> <u>21,132</u>
<u>10</u>	<u>1,452</u> <u>17,424</u>	<u>1,514</u> <u>18,168</u>	<u>1,570</u> <u>18,840</u>	<u>1,630</u> <u>19,560</u>	<u>1,687</u> <u>20,244</u>	<u>1,749</u> <u>20,988</u>	<u>1,844</u> <u>22,128</u>
<u>11</u>	<u>1,515</u> <u>18,180</u>	<u>1,579</u> <u>18,948</u>	<u>1,638</u> <u>19,656</u>	<u>1,704</u> <u>20,448</u>	<u>1,767</u> <u>21,204</u>	<u>1,828</u> <u>21,936</u>	<u>1,929</u> <u>23,148</u>
<u>12</u>	<u>1,587</u> <u>19,044</u>	<u>1,654</u> <u>19,848</u>	<u>1,718</u> <u>20,616</u>	<u>1,788</u> <u>21,456</u>	<u>1,854</u> <u>22,248</u>	<u>1,923</u> <u>23,076</u>	<u>2,031</u> <u>24,372</u>
<u>13</u>	<u>1,656</u> <u>19,872</u>	<u>1,727</u> <u>20,724</u>	<u>1,800</u> <u>21,600</u>	<u>1,872</u> <u>22,464</u>	<u>1,944</u> <u>23,328</u>	<u>2,018</u> <u>24,216</u>	<u>2,133</u> <u>25,596</u>
<u>14</u>	<u>1,736</u> <u>20,832</u>	<u>1,813</u> <u>21,756</u>	<u>1,888</u> <u>22,656</u>	<u>1,972</u> <u>23,664</u>	<u>2,048</u> <u>24,576</u>	<u>2,127</u> <u>25,524</u>	<u>2,249</u> <u>26,988</u>
<u>15</u>	<u>1,814</u> <u>21,768</u>	<u>1,899</u> <u>22,788</u>	<u>1,980</u> <u>23,760</u>	<u>2,061</u> <u>24,732</u>	<u>2,146</u> <u>25,752</u>	<u>2,226</u> <u>26,712</u>	<u>2,358</u> <u>28,296</u>
<u>16</u>	<u>1,904</u> <u>22,848</u>	<u>1,993</u> <u>23,916</u>	<u>2,085</u> <u>25,020</u>	<u>2,171</u> <u>26,052</u>	<u>2,262</u> <u>27,144</u>	<u>2,352</u> <u>28,224</u>	<u>2,492</u> <u>29,904</u>
<u>17</u>	<u>1,999</u> <u>23,988</u>	<u>2,094</u> <u>25,128</u>	<u>2,191</u> <u>26,292</u>	<u>2,283</u> <u>27,396</u>	<u>2,376</u> <u>28,512</u>	<u>2,472</u> <u>29,664</u>	<u>2,620</u> <u>31,440</u>
<u>18</u>	<u>2,106</u> <u>25,272</u>	<u>2,209</u> <u>26,508</u>	<u>2,311</u> <u>27,732</u>	<u>2,415</u> <u>28,980</u>	<u>2,516</u> <u>30,192</u>	<u>2,615</u> <u>31,380</u>	<u>2,771</u> <u>33,252</u>
<u>19</u>	<u>2,221</u> <u>26,652</u>	<u>2,333</u> <u>27,996</u>	<u>2,443</u> <u>29,316</u>	<u>2,556</u> <u>30,672</u>	<u>2,664</u> <u>31,968</u>	<u>2,776</u> <u>33,312</u>	<u>2,944</u> <u>35,328</u>
<u>20</u>	<u>2,347</u> <u>28,164</u>	<u>2,464</u> <u>29,568</u>	<u>2,580</u> <u>30,960</u>	<u>2,702</u> <u>32,424</u>	<u>2,819</u> <u>33,828</u>	<u>2,934</u> <u>35,208</u>	<u>3,115</u> <u>37,380</u>
<u>21</u>	<u>2,478</u>	<u>2,606</u>	<u>2,731</u>	<u>2,858</u>	<u>2,988</u>	<u>3,112</u>	<u>3,306</u>

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Grade	Minimum Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Maximum Step 7
<u>22</u>	<u>29,736</u> <u>31,428</u>	<u>31,272</u> <u>33,072</u>	<u>32,772</u> <u>34,692</u>	<u>34,296</u> <u>36,312</u>	<u>35,856</u> <u>37,992</u>	<u>37,344</u> <u>39,588</u>	<u>39,672</u> <u>42,036</u>

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988.)

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF ADOPTED AMENDMENT(S)

Section 310. APPENDIX C Physician Administrative Rates and Medical Facilities Administrator Rates for Fiscal Year 1989

Effective July 17, 1987

Title	Minimum Salary	Midpoint Salary	Maximum Salary
Physician-Administrator-I	\$4,508 54,096	\$5,270 63,724	\$6,032 72,304
Physician-Administrator-II	4,628 55,536	5,410 64,920	6,192 74,304
Physician-Administrator-III	4,752 57,024	5,556 66,672	6,360 76,320
Physician-Administrator-IV	5,000 60,000	5,765 69,100	6,530 70,360
Physician-Administrator-V	5,309 63,708	5,961 71,532	6,613 79,356
Associate-Director-for-Clinical-Services	5,308 63,696	6,116 73,392	6,924 83,088

The rates of pay for physicians occupying or appointed to a position in the Physician Administrator classes and the Medical Facilities Administrator Classes shall be as listed in the above schedule. All provisions of Subpart C of the Pay Plan, Merit Compensation System will apply to Physician Administrator positions and the Medical Facilities Administrator Services position.

Title	Minimum Salary	Midpoint Salary	Maximum Salary
Medical Facilities Administrator I Option C	5,708 68,496	6,726 80,712	7,744 92,928
Medical Facilities Administrator I Option D	6,375 76,500	7,410 88,920	8,445 101,340
Medical Facilities Administrator II Option C	6,167 74,004	7,196 86,352	8,225 98,700
Medical Facilities Administrator II Option D	7,083 84,996	8,141 97,692	9,199 110,388

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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Medical Facilities Administrator III	7,334 88,008	8,392 100,704	9,450 113,400
Physician Administrator I	\$4,508 54,096	\$5,421 65,052	\$6,334 76,008
Physician Administrator II	4,628 55,536	5,565 66,780	6,502 78,024
Physician Administrator III	4,752 57,024	5,715 68,580	6,678 80,136
Physician Administrator IV	5,000 60,000	5,929 71,148	6,858 82,296
Physician Administrator V	5,309 63,708	6,127 73,524	6,945 83,340

The rates of pay for physicians occupying or appointed to a position in the Physician Administrator classes and the Medical Facilities Administrator Classes shall be as listed in the above schedule. All provisions of Subpart C of the Pay Plan, Merit Compensation System will apply to Physician Administrator positions and the Medical Facilities Administrator Classes.

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

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Section 310. APPENDIX D Merit Compensation System Salary Schedule for Fiscal Year 1989

Effective July 1, 1987

Salary Range	Minimum Salary	Midpoint Salary	Maximum Salary	Merit-Pay Zone Limit
ME--1	\$-17511 -107192	\$-17832 -217984	\$-27153 -257836	\$-27261 -277132
ME--2	-17577 -107924	-17925 -237100	-27373 -271276	-27387 -207644
ME--3	-17653 -107836	-17832 -247420	-27417 -297094	-27530 -307456
ME--4	-17720 -207736	-178129 -257548	-27538 -307360	-27657 -317884
ME--5	-17813 -217756	-17822 -277024	-27691 -327292	-27826 -337912
ME--6	-17904 -227848	-17967 -287404	-27830 -337560	-27972 -357664
ME--7	-17986 -247872	-179509 -307108	-27912 -367144	-279163 -377956
ME--8	-179115 -257380	-179662 -317944	-27989 -387580	-279369 -407420
ME--9	-179235 -267820	-179809 -327708	-279309 -407596	-279552 -427624
ME--10	-179360 -287329	-179990 -337880	-27920 -437440	-279881 -457612
ME--11	-179494 -297920	-179273 -347876	-27852 -467224	-279845 -487540
ME--12	-179647 -317764	-179385 -357620	-278123 -497476	-279329 -517948
ME--13	-179826 -337912	-179610 -377416	-27810 -527920	-279631 -557572
ME--14	-179824 -37805	-179805 -47746	-27805 -57746	-27989 -67746

Salary Range	Minimum Salary	Midpoint Salary	Maximum Salary	Merit-Pay Zone Limit
ME-15	-37245 -387940	-47164 -497968	-57089 -607996	-57397 -647044
ME-16	-37375 -417700	-47474 -537680	-57473 -657676	-57747 -687964
ME-17	-37749 -447588	-47829 -577948	-57909 -707988	-67204 -747448
ME-18	-47041 -487492	-57050 -607600	-67059 -727700	-67362 -767344
ME-19	-47365 -527360	-57203 -637396	-67201 -747412	-67511 -787132
Salary Range	Minimum Salary	Midpoint Salary	Maximum Salary	Merit-Pay Zone Limit
MC 1	\$ 1,511 18,132	\$ 1,886 22,632	\$ 2,261 27,132	\$ 2,374 28,488
MC 2	1,577 18,924	1,982 23,784	2,387 28,644	2,506 30,072
MC 3	1,553 19,836	2,096 25,152	2,539 30,468	2,666 31,992
MC 4	1,728 20,736	2,193 26,316	2,658 31,896	2,791 33,492
MC 5	1,813 21,756	2,320 27,840	2,827 33,924	2,968 35,616
MC 6	1,904 22,848	2,438 29,256	2,972 35,664	3,121 37,452
MC 7	2,006 24,072	2,585 31,020	3,164 37,968	3,322 39,864
MC 8	2,115 25,380	2,742 32,904	3,369 40,428	3,537 42,444
MC 9	2,235 26,820	2,894 34,728	3,553 42,636	3,731 44,772

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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Salary Range	Minimum Salary	Midpoint Salary	Maximum Salary	Merit Pay Zone Limit
MC 10	2,360 28,320	3,081 36,972	3,802 45,624	3,992 47,904
MC 11	2,494 29,928	3,270 39,240	4,046 48,552	4,248 50,976
MC 12	2,647 31,764	3,488 41,856	4,329 51,948	4,545 54,540
MC 13	2,826 33,912	3,729 44,748	4,632 55,584	4,864 58,368
MC 14	3,024 36,288	4,004 48,048	4,984 59,808	5,233 62,796
MC 15	3,245 38,940	4,291 51,492	5,337 64,044	5,604 67,248
MC 16	3,475 41,700	4,611 55,332	5,747 68,964	6,034 72,408
MC 17	3,749 44,988	4,977 59,724	6,205 74,460	6,515 78,180
MC 18	4,041 48,492	5,202 62,424	6,363 76,356	6,681 80,172
MC 19	4,365 52,380	5,438 65,256	6,511 78,132	6,837 82,044

(Source: Amended at 12 Ill. Reg. 20449, effective November 28, 1988)

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

- 1) THE HEADING OF THE PART: Designation of Restricted Waters in the State of Illinois
- 2) CODE CITATION: 17 Ill. Adm. Code 2030
- 3) SECTION NUMBERS: 2030.30
ADOPTED ACTION: Amendments
- 4) STATUTORY AUTHORITY: Implementing and authorized by Sections 5-7 and 5-12 of the Boat Registration and Safety Act (Ill. Rev. Stat. 1987, ch. 95%, pars. 315-7).
- 5) EFFECTIVE DATE OF AMENDMENTS: November 28, 1988
- 6) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No
- 7) DO THESE AMENDMENTS CONTAIN INCORPORATIONS BY REFERENCE? No
- 8) DATE FILED IN AGENCY'S PRINCIPAL OFFICE: November 22, 1988
- 9) NOTICE OF PROPOSAL PUBLISHED IN ILLINOIS REGISTER: September 2, 1988
12 Ill. Reg. 13820
- 10) HAS JCAR ISSUED A STATEMENT OF OBJECTIONS TO THESE RULES? No
- 11) DIFFERENCES BETWEEN PROPOSAL AND FINAL VERSION:
In Section 2030.30(a)(1), the underscoring of the "s" in "areas" was removed.
In Section 2030.30(c)(2)(C), a citation to Sections 5-7 and 5-12 was added.
- 12) HAVE ALL THE CHANGES AGREED UPON BY THE AGENCY AND JCAR BEEN MADE AS INDICATED IN THE AGREEMENT LETTER ISSUED BY JCAR? Yes
- 13) WILL THESE AMENDMENTS REPLACE AN EMERGENCY RULE (AMENDMENT, REPEALER) CURRENTLY IN EFFECT? Yes

Section Number	Illinois Register Citation
2030.30	12 Ill. Reg. 10575, June 24, 1988
14) ARE THERE ANY AMENDMENTS PENDING ON THIS PART? No	
15) SUMMARY AND PURPOSE OF AMENDMENTS: The language previously contained in Section 2030.30(c)(2)(C) states that it is unlawful to use an outboard motor of a size larger than ten horsepower on a boat using the waters of Griswold Lake.	

DEPARTMENT OF CONSERVATION

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The previous language in this Section did not preclude the use of inboard motors, virtually all of which exceed 10 horsepower. This has enabled boats, jet boats and jet skis with inboard motors with up to 170 horsepower to use the Lake. The use of these inboard motors has created a serious and potential threat to persons using the Lake. In order to ensure public safety, the Department has removed the reference to "outboard" motors to exclude all motors of a size larger than 10 horsepower from the Lake.

- 16) INFORMATION AND QUESTIONS REGARDING THESE ADOPTED AMENDMENTS SHALL BE DIRECTED TO:

Jack Price
Lincoln Tower Plaza
524 S. Second Street
Springfield, Illinois 62701-1787

THE FULL TEXT OF THE ADOPTED AMENDMENTS BEGINS ON THE NEXT PAGE

DEPARTMENT OF CONSERVATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION
CHAPTER 1: DEPARTMENT OF CONSERVATION
SUBCHAPTER e: LAW ENFORCEMENT

PART 2030

DESIGNATION OF RESTRICTED WATERS IN THE STATE OF ILLINOIS

Section
2030.15
2030.20
2030.30
2030.40
2030.50

Designation of Restricted Waters by the Department of Conservation
Region 1 - Designated Restricted Boating Areas
Region 2 - Designated Restricted Boating Areas
Region 3 - Designated Restricted Boating Areas
Region 4 - Designated Restricted Boating Areas

AUTHORITY: Implementing and authorized by Sections 5-7 and 5-12 of the Boat Registration and Safety Act (Ill. Rev. Stat. 1987, ch. 95½, pars. 315-7).

SOURCE: Adopted at 5 Ill. Reg. 8763, effective August 25, 1981; codified at 5 Ill. Reg. 10617; amended at 9 Ill. Reg. 4789, effective April 2, 1985; amended at 11 Ill. Reg. 9519, effective May 5, 1987; emergency amendments at 12 Ill. Reg. 8745, effective May 15, 1988, for a maximum of 150 days; emergency amendments expired September 20, 1988; emergency amendments at 12 Ill. Reg. 12111, effective July 6, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16707, effective September 30, 1988; amended at 12 Ill. Reg. 20472, effective November 28, 1988.

Section 2030.30 Region 2 - Designated Restricted Boating Areas

- a) The following portions of the Fox River are designated as Slow, No Wake areas:

- 1) Those portions of water of the Fox River in the Channel east of the island known as Carpenter's Island, which is located south of the Northwest Tollway Bridge, in the vicinity of Bruneman's Camp near Elgin, Illinois.
- 2) That portion of the Fox River, from 1000 feet north of the McHenry City Beach to the southern boundary of the McHenry Country Club.
- 3) That portion of the Fox River which is posted by signs south of the McHenry Boat Lock, at the opening of the McHenry Boat Lock Channel and the Fox River signs posting. These areas read: "Slow-No Wake."
- 4) That portion of the Fox River, in a 3/4 mile area north of the bridge at 173, County of Lake, State of Illinois, which is hereby set aside as a restricted area for boats of all kinds; to protect fishing, swimming and property adjacent thereto said area shall be designated by signs and buoys which prohibit the use of boats in the buoyed area except at a "Slow-No Wake" speed.

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- b) The following waters located in Region 2 shall be designated as Slow, No Wake areas:

- 1) NO ANCHORING

1) The waters of the Little Calumet River, at 131st Street, Blue Island, Illinois, in an area extending from the Forest Preserve Launching Ramp at Ashland Avenue, eastward 300 yards to a point just beyond Eubanks Boat Dock.

An area on the west side of the south end of Pistakee Bay, such area to extend 100 yards from the shore and a length of 2,000 feet from 1226 Old Bay Road to 1426 Old Bay Road, McHenry, Illinois.

- 2) NO BOATS

2) Certain water areas of Red Head Lake, Pistakee Lake (Meyers Bay, Mathews Lake Entrance, Italian Welfare Bay, Regner Bay, Pitzens Bay), Fox Lake (Mineola Bay, Stanton Bay), Lake Catherine, Channel Lake (north and south end, and Shunneson Bay), Lake Marie (Haisman Bay, Ferris Bay, Northwest Bay, west side near Channel to Grass Lake), Bluff Lake, Spring Lake, and Petite Lake, except at a No Wake speed, as prescribed by signs and buoys designating such areas, reading: "Slow-No Wake," "Fishing Area-Slow-No Wake" and "No Anchoring."

A) That portion of the south section of Lake Catherine, County of Lake, State of Illinois, which is hereby set aside as a swimming area, in which the use of boats is prohibited. Said area shall be designated by signs and buoys which prohibit the use of boats.

3) On the Des Plaines River in the immediate location 500 feet southeast and continuing downstream approximately 500 feet northwest of the Joliet Yacht Club, Wilmington, Illinois.

B) It shall be unlawful to operate any watercraft in the swimming areas located at Point Comfort, Nippersink Lake; east end of Stanton Bay, Fox Lake; and east side of Bluff Lake, prescribed by buoys designating such swimming areas.

4) On the Des Plaines River at the entrance to the Three Rivers Yacht Club; on the Kankakee River, Right Bank, from 1/3 mile above to 2/3 mile below the Grundy County Line Bridge, and in an area at the upper end of the Kankakee River, Will County.

C) It shall be unlawful for any person to use an outboard motor of a size larger than ten (10) horsepower on a boat using the waters of Griswold Lake in McHenry County. In addition, certain areas of the Lake shall be set aside as swimming areas wherein the operation of boats will not be permitted, said swimming areas shall be designated by signs and buoys. Signs shall also be posted setting forth the ten (10) horsepower limitation on the motors, thus applying Section Three (3) of Article Eight (VIII) to include all provisions and penalties of Section Seven (7) of Article Five (V) and Section Six (6) of Article Eleven (XI) Section 8-3 to include all provisions and penalties of Sections 5-7 and 5-12 of the Boat Registration and Safety Act (Ill. Rev. Stat. 1987, ch. 95, pars. 315-7 and 315-7.5).

5) An area of Nippersink Lake in the vicinity of Point Comfort, Crabapple Island and Lotus Woods.

6) Crystal Lake, McHenry County:

A) All boats traveling at wake speed on Crystal Lake shall travel in a counter-clockwise rotation.

B) The main body of Crystal Lake shall be No Wake from sunset to sunrise.

C) That portion of Crystal Lake lying westerly of a north-south line extending south from Edgewood Avenue to Sunset Drive shall be No Wake from sunset to 10:00 a.m.

D) A No Wake zone is authorized bordering all legally established community swimming beaches at Crystal Lake, said No Wake zone being no less than 15 feet and no more than 25 feet outside the buoyed-off swimming area.

- c) The following waters of Region 2 shall be designated as restricted waters as described below:

(Source: Amended at 12 Ill. Reg. 20472, effective November 28, 1988.)

Chicago, Illinois 60605
312/793-4240

- 1) Heading of the Part: Determination of Unemployment Contributions
- 2) Code Citation: 56 Ill. Adm. Code 2770
- 3) Section Number: Adopted Action: 2770.110 Amended Section
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 48, pars. 570, 571, 573, 576.1, 576.2, 578.1, 610 and 611.
- 5) Effective Date of the Rules: November 28, 1988.
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this Rule contain an incorporation by reference? No.
- 8) Date filed in Agency's Principal Office: November 20, 1988.
- 9) Notice of Proposal published in Illinois Register: September 2, 1988 at 12 Ill. Reg. 13825.
- 10) Has JCAR issued a Statement of Objection to these Rules? No.
- 11) Difference between proposal and final version: None.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and purpose of the rules: This adopted amendment to Part 2770 announces the 1989 contribution rates for newly liable employers (those who had insufficient experience to qualify for an experience based contribution rate) by classification within their Standard Industrial Code.
- 16) Information and Questions regarding these Adopted Amendments may be addressed to:

Stella Adams Cuthbert, Commissioner
Illinois Department of Employment Security
401 South State Street - 2 South

The full Text of the Adopted Amendments appears on the following pages:

SOURCE: Emergency rules adopted as 56 Ill. Adm. Code 600: Subpart C at 8 Ill. Reg. 550, effective January 1, 1984, for a maximum of 150 days; adopted at 8 Ill. Reg. 8208, effective May 30, 1984; recodified from 56 Ill. Adm. Code 600: Subpart C at 8 Ill. Reg. 15030; emergency amendments at 8 Ill. Reg. 15088, effective August 8, 1984, for a maximum of 150 days; emergency amendments at 8 Ill. Reg. 22139, effective October 26, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 24117, effective November 30, 1984; amended at 9 Ill. Reg. 4507, effective March 25, 1985; amended at 10 Ill. Reg. 6935, effective April 14, 1986; amended at 10 Ill. Reg. 21683, effective December 15, 1986; amended at 11 Ill. Reg. 9878, effective May 11, 1987; emergency amendments at 12 Ill. Reg. 210, effective January 1, 1988, for a maximum of 150 days, expired May 30, 1988; amended at 12 Ill. Reg. 11213, effective June 20, 1988; amended at 12 Ill. Reg. 12473, effective July 15, 1988; amended at 12 Ill. Reg. 18143, effective October 27, 1988; amended at 12 Ill. Reg. 20477, effective November 28, 1988

SUBPART B: STANDARD INDUSTRIAL CLASSIFICATION

Section 2770.110 Industrial Classification (SIC) Codes Average Contribution Rates By Standard

a) The average contribution rate for each Economic Division, excluding the applicable emergency rate, for calendar year 1984, as determined by the application of Section 2770.105(a)(3) shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.0%
10-14	B. Mining	3.1%
15-17	C. Construction	4.3%
20-39	D. Manufacturing	3.6%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	3.3%
50-51	F. Wholesale Trade	2.6%
52-59	G. Retail Trade	2.6%
60-67	H. Finance, Insurance, Real Estate	1.6%
70-89	I. Services	2.1%
91-97	J. Public Administration	1.9%
99	K. Nonclassifiable Establishments	3.0%

Section 2770.100 2770.105 2770.110 Industrial Classification Contribution Rate For Non Experience-Rated Employers Average Contribution Rates By Standard Industrial Classification (SIC) Codes

SUBPART C: ALTERNATIVE BENEFIT WAGE RATIO

2770.150 Eligibility To Elect The Alternative Benefit Wage Ratio
2770.155 Approval Of Election Of The Alternative Benefit Wage Ratio
2770.160 Adjustment Of The Benefit Wage Charges And The Determination Of The Alternative Benefit Wage Ratio
2770.165 Revocation Of Election Of Alternative Benefit Wage Ratio
2770.170 Appeals

SUBPART E: TRANSFER OF BENEFIT WAGES FROM BASE PERIOD TO SUBSEQUENT EMPLOYER

2770.400 Definitions
2770.405 Application Of Base Period Wages
2770.410 Restriction On Benefit Wage Transfers
2770.415 Benefit Wage Transfer Procedural Requirements
2770.420 Petition For Hearing

SUBPART F: BENEFIT WAGE CANCELLATIONS

2770.501 Effective Date Of Benefit Wage Cancellations Pursuant To Section 1508.1 Of The Act

2770. Table A General SIC Classification

AUTHORITY: Implementing and authorized by Sections 1500, 1501, 1503, 1506.1, 1506.2, 1508.1, 1700 and 1701 of the Unemployment Insurance Act (Ill. Rev. Stat. 1987, ch. 48, pars. 570, 571, 573, 576.1, 576.2, 578.1, 610 and 611).

DEPARTMENT OF EMPLOYMENT SECURITY
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b) The average contribution rate for each Economic Division, excluding the applicable emergency rate, for calendar year 1985, as determined by the application of Section 2770.105(a)(3) shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.3%
10-14	B. Mining	3.5%
15-17	C. Construction	4.8%
20-39	D. Manufacturing	4.0%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	3.6%
50-51	F. Wholesale Trade	2.8%
52-59	G. Retail Trade	2.9%
60-67	H. Finance, Insurance, Real Estate	1.8%
70-89	I. Services	2.2%
91-97	J. Public Administration	2.8%
99	K. Nonclassifiable Establishments	2.7%

c) The average contribution rate for each Economic Division, excluding the applicable emergency rate, for calendar year 1986, as determined by the application of Section 2770.105(a)(3) shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.3%
10-14	B. Mining	3.7%
15-17	C. Construction	4.6%
20-39	D. Manufacturing	3.6%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	3.4%
50-51	F. Wholesale Trade	2.6%
52-59	G. Retail Trade	2.8%
60-67	H. Finance, Insurance, Real Estate	1.7%
70-89	I. Services	2.1%
91-97	J. Public Administration	2.5%
99	K. Nonclassifiable Establishments	2.2%

DEPARTMENT OF EMPLOYMENT SECURITY
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d) The average contribution rate for each Economic Division, excluding the applicable emergency rate, for calendar year 1987, as determined by the application of Section 2770.105(a)(3) shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.3%
10-14	B. Mining	3.9%
15-17	C. Construction	4.4%
20-39	D. Manufacturing	3.3%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	3.2%
50-51	F. Wholesale Trade	2.5%
52-59	G. Retail Trade	2.6%
60-67	H. Finance, Insurance, Real Estate	1.6%
70-89	I. Services	2.0%
91-97	J. Public Administration	2.3%
99	K. Nonclassifiable Establishments	2.0%

e) The average contribution rate for each Economic Division, excluding the fund building rate as set forth in Section 1506.3 of the Act, for calendar year 1988, as determined by the application of Section 2770.105(a)(3) of this Part shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.4%
10-14	B. Mining	4.6%
15-17	C. Construction	4.5%
20-39	D. Manufacturing	3.2%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	3.2%
50-51	F. Wholesale Trade	2.4%
52-59	G. Retail Trade	2.5%
60-67	H. Finance, Insurance, Real Estate	1.5%
70-89	I. Services	1.9%
91-97	J. Public Administration	2.1%
99	K. Nonclassifiable Establishments	2.1%

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

- f) The average contribution rate for each Economic Division, excluding the fund building rate as set forth in Section 1506.3 of the Act, for calendar year 1989, as determined by the application of Section 2770.105(a)(3) of this Part, shall be:

Digits	Economic Division	Rate
01-09	A. Agriculture, Forestry, Fishing	3.4%
10-14	B. Mining	4.8%
15-17	C. Construction	4.2%
20-39	D. Manufacturing	2.9%
40-49	E. Transportation, Communication, Electric, Gas, Sanitary Services	3.0%
50-51	F. Wholesale Trade	2.2%
52-59	G. Retail Trade	2.3%
60-67	H. Finance, Insurance, Real Estate	1.4%
70-89	I. Services	1.7%
91-97	J. Public Administration	2.5%
99	K. Nonclassifiable Establishments	1.9%

(Source: Amended at 12 Ill. Reg. 20477, effective Nov. 28, 1989)

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Payment Of Unemployment Contributions, Interest And Penalties
- 2) Code Citation: 56 Ill. Adm. Code 2765
- 3) Section Number: 2765.90
Adopted Action: Amended Section
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 48, pars. 550, 551, 552, 553, 554, 555, 557, 573, 577, 579, 610, 611, and 750.
- 5) Effective Date of the Rules: November 28, 1988.
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this Rule contain an incorporation by reference? No.
- 8) Date filed in Agency's Principal Office: November 18, 1988.
- 9) Notice of Proposal published in Illinois Register: August 19, 1988 at 12 Ill. Reg. 13531.
- 10) Has JCAR issued a Statement of Objection to these Rules? No.
- 11) Difference between proposal and final version: None.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and purpose of the rules: This adopted amendment makes it clear that this Section applies to orders denying waiver under Section 2765.68. The amendment also increases from fifteen to twenty days the time given to employers to file a timely appeal to such an order denying waiver.
- 16) Information and Questions regarding these Adopted Amendments may be addressed to:

Stella Adams Cuthbert, Commissioner
Illinois Department of Employment Security

DEPARTMENT OF EMPLOYMENT SECURITY
NOTICE OF ADOPTED AMENDMENTS

401 South State Street - 2 South
Chicago, Illinois 60605
312/793-4240

The full text of the Adopted Amendments appears on the following pages:

ILLINOIS REGISTER
DEPARTMENT OF EMPLOYMENT SECURITY
NOTICE OF ADOPTED AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER IV: DEPARTMENT OF EMPLOYMENT SECURITY
SUBCHAPTER C: RIGHTS AND DUTIES OF EMPLOYERS

PART 2765

PAYMENT OF UNEMPLOYMENT CONTRIBUTIONS, INTEREST AND PENALTIES

SUBPART A: GENERAL PROVISIONS

Section	Unemployment Contributions Not Deductible From Wages
2765.1	Definitions
2765.5	Payment Of Contributions
2765.10	Liability For The Entire Year
2765.15	Contributions Of Employers By Election
2765.20	Payments In Lieu Of Contributions
2765.25	When Payments In Lieu Of Contributions Payable
2765.30	Payments When Reimbursable Employer Becomes Contributory
2765.35	Payments When Contributory Employer Becomes Reimbursable
2765.40	Application Of Payment
2765.45	Accrual Of Interest
2765.50	Imposition Of Penalty
2765.55	Payment Or Filing By Mail
2765.60	When Payment Due And Consequences Of Upward Revision In Employer's Contribution Rate
2765.63	Waiver Of Interest Or Penalty
2765.65	Waiver Of Penalty For Certain Employers For 1987 And Thereafter Wage Reports (UC-3/40)
2765.68	Time For Paying Or Filing Delayed Payment Or Report Application For Waiver
2765.70	Approval Of Application For Waiver
2765.75	Insufficient Or Incomplete Application
2765.80	Disapproval Of Application Conclusive
2765.85	Appeal And Hearing
2765.90	
2765.95	

AUTHORITY: Implementing and authorized by Sections 1400, 1401, 1402, 1403, 1404, 405, 1503, 1509, 1700, 1701 and 2600 of the Unemployment Insurance Act (Ill. Rev. Stat. 1987, ch. 48, pars. 550, 551, 552, 553, 554, 555, 573, 579, 610, 611 and 750).

SOURCE: Adopted at 6 Ill. Reg. 3863, effective March 31, 1982; amended at 7 Ill. Reg. 13266, effective September 28, 1983; recodified at 8 Ill. Reg. 15027; amended at 11 Ill. Reg. 3972, effective February 23, 1987; amended at 11 Ill. Reg. 11743, effective June 26, 1987; amended at 11 Ill. Reg. 12882, effective July 22, 1987; emergency amendments at 12 Ill. Reg. 225, effective January 1,

DEPARTMENT OF EMPLOYMENT SECURITY

NOTICE OF ADOPTED AMENDMENTS

1988, for a maximum of 150 days, expired May 30, 1988; amended at 12 Ill. Reg. 11740, effective July 5, 1988; amended at 12 Ill. Reg. 17342, effective October 12, 1988; amended at 12 Ill. Reg. 20484, effective November 28, 1988

SUBPART A: GENERAL PROVISIONS

Section 2765.90 Disapproval of Application Conclusive

An order disapproving an application for lack of good cause, or because the amended application alleges ~~using~~ a good cause not timely alleged in the original application or because the application fails to meet the requirements for waiver set forth in Section 2765.68 shall be final and conclusive upon the employer unless he shall file an appeal therefrom with the Revenue Division within ~~twenty~~^{fifteen} days from the date of mailing of the order.

(Source: Amended at 12 Ill. Reg. 20484, effective Nov. 28, 1988)

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

- 1) Heading of the Part: The Barber, Cosmetology and Esthetics Act of 1985
- 2) Code Citation: 68 Ill. Adm. Code 1175
- 3) Section Numbers: Adopted Action: Section Numbers: Adopted Action:
- | | | | |
|----------|-------------|----------|-------------|
| 1175.100 | New Section | 1175.405 | New Section |
| 1175.105 | New Section | 1175.410 | New Section |
| 1175.110 | New Section | 1175.415 | New Section |
| 1175.200 | New Section | 1175.420 | New Section |
| 1175.205 | New Section | 1175.425 | New Section |
| 1175.210 | New Section | 1175.430 | New Section |
| 1175.215 | New Section | 1175.435 | New Section |
| 1175.220 | New Section | 1175.500 | New Section |
| 1175.225 | New Section | 1175.505 | New Section |
| 1175.230 | New Section | 1175.510 | New Section |
| 1175.235 | New Section | 1175.515 | New Section |
| 1175.300 | New Section | 1175.520 | New Section |
| 1175.305 | New Section | 1175.525 | New Section |
| 1175.310 | New Section | 1175.530 | New Section |
| 1175.315 | New Section | 1175.535 | New Section |
| 1175.320 | New Section | 1175.540 | New Section |
| 1175.325 | New Section | 1175.545 | New Section |
| 1175.330 | New Section | 1175.550 | New Section |
| 1175.335 | New Section | 1175.555 | New Section |
| 1175.340 | New Section | 1175.560 | New Section |
| 1175.345 | New Section | 1175.565 | New Section |
| 1175.350 | New Section | 1175.570 | New Section |
| 1175.355 | New Section | 1175.600 | New Section |
| 1175.360 | New Section | 1175.605 | New Section |
| 1175.365 | New Section | 1175.610 | New Section |
| 1175.370 | New Section | 1175.615 | New Section |
| 1175.400 | New Section | | |

- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111, par. 1701-1 et seq.
- 5) Effective Date of Rule: November 29, 1988
- 6) Do these rules contain an automatic repeal date? No
- 7) Do these rules contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: November 29, 1988
- 9) Date Notice of Proposal Published in Illinois Register: November 30, 1987, 11 Ill. Reg. 19179
- 10) Has JCAR issued a Statement of Objections to this (these) rule(s)? Yes
- a) Statements of Objections: October 28, 1988 at 12 Ill. Reg. 17443

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

b) Agency Response:

- c) Date Agency Response Submitted for Approval to JCAR: November 22, 1988
- 11) Difference(s) between proposal and final version: Due to the Department name change, the Department recodified its rules on January 1, 1988. Subsequently, Part 175 is now 1175, references to the Department of Registration and Education have been changed to Department of Professional Regulation, and Chapter I is now Chapter VII. The name of the Act was changed from The Barber and Cosmetology Act of 1985 to The Barber, Cosmetology and Esthetics Act of 1985.

The following changes were made based on public comment:

These rules were separated into subparts for the barber profession and cosmetology profession -- Subpart A - General; Subpart B - Barber; Subpart C - Barber Schools; Subpart D - Cosmetology; Subpart E - Cosmetology Schools; and Subpart F - Continuing Education - Cosmetology. References to Barbers or Cosmetologists throughout this rulemaking were deleted or changed to reflect the appropriate profession.

Section 1175.100(b)(4) - "The fee for a certificate resulting from an expansion on-site is \$50" was deleted.

Section 1175.200 - a new subsection (c) was added which reads "Individuals who do not obtain a license within 5 years of graduation from barber school will be required to complete a 250 hour refresher course before they may obtain a license".

Section 1175.300 - subsection (c) was changed to read "Barber schools shall only offer instruction in barbering and barber teacher education".

Section 1175.305 - the following changes were made - in subsection (a)(1) "20 students" was changed to "25 students", "40 square feet" was changed to "30 square feet", and "20" was changed to "25"; in subsection (a)(2) "facial areas" was deleted; subsection (a)(3) was modified to read "Two restrooms shall be provided"; in subsection (a)(5) "and separated from the work area" was deleted; subsection (8) was added; in subsection (b) -- subsection (4), (5), (7), and (14) have been deleted and subsections renumbered; in subsection (8) "clinical work space" has been replaced with "clinic station"; in subsection 13 "sterile" was changed to "closed" and "sterilized" was changed to "sanitized".

Section 1175.315 and 1175.515 - "All Work Done by Students" was added.

Section 1175.320 and 1175.520 - in subsection (a)(4) "registrar or director" was added after "owner"; subsection (b) "or discs" was added in line 3 after "history tapes"; and in subsection (c) in line 2 "provided the student has met all financial obligations set forth in the student contract as set forth in Section 1175.310 (1175.510)" was added.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

Section 1175.325 and 1175.525 - subsection (c) and (d) were deleted and subsections renumbered; and subsection (b) was rewritten to include subsection (d) "If a time clock is not used, there shall be another verifiable method used by the school to record student hours. The records must be in a form which allows the student to receive a report of hours earned. This report of hours earned shall be provided to the student on a monthly basis and shall be placed on a cumulative record by the school".

Section 1175.330 in subsection (a)(2) "barber history" was added.

Section 1175.335 - the barber teacher curriculum was rewritten.

Section 1175.345 - subsection (1) was deleted and subsections renumbered. A new subsection (c) was added: "If the new owner fails to submit a new application or if the Department does not approve the school, the school shall remain closed until final Department approval is received".

Section 1175.350 - in subsection (b) "nor may the school in any way solicit student enrollment" was deleted. Subsection (d) "If the site is not approved, the school shall not solicit new students for this location until the school has been approved" was added.

Section 1175.360 and 1175.560 - in subsection (b) "an off-site classroom location" has replaced "a satellite campus"; subsection (b)(8) was added which defines an off-site classroom location; and subsection (c) was added which specifies requirements for "on-site expansion".

Section 1175.370 and 1175.570 - subsection (a)(5) "grades for each student and a master of the examination administered by the school" was added; subsection (a)(7) the following was added: "who have fulfilled all obligations under Section 1175.310"; and in subsection (a)(8) "or Illinois State Scholarship Commission" was added.

Section 1175.425 - subsection (b)(2)(A) in line 4 "15" was changed to "10" hours of continuing education.

Section 1175.435(a) "or been on inactive status" was added in line 2.

Section 1175.500(c) was changed to read "Cosmetology schools shall only offer instruction in cosmetology and cosmetology teacher education".

Section 1175.505 - subsection (a)(8) "Licensed cosmetology schools will not be required to comply with these requirements. However, if an existing licensed school expands, it will be required to comply with subsection (a) above" was added; subsection (b)(8) "clinical work space" was changed to "clinic station", (b)(13) "closed cabinets" replaced "sterile cabinets" and "sterilized" was changed to "sanitized".

Section 1175.525(1) "a combination of" was added after "completed" and "and practical classroom instruction" was added after "theory".

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

Section 1175.530 - subsection (a)(1)(A) "500 hours" was changed to "450 hours"; subsection (a)(1)(D) "50 hours of related electives" was added.

Section 1175.535 - in subsection (a)(2) "60 hours of Educational Psychology" was changed to "20 hours of Educational Psychology" and the qualifications of the instructor were changed. The qualifications for the instructor of the course were rewritten as subsection (a)(3) "60 hours of Teaching Methods" was changed to "20 hours of Teaching Methods" and the qualifications of the instructor were changed; and subsection (a)(4) "100 hours" of Application of Teaching Methods was changed to "150 hours"; subsection (a)(5) "220 hours" of Student Teaching was changed to "260 hours".

Section 1175.615(b)(2) "documented by a currently licensed physician" was added after "illness".

The following changes were agreed upon between the Department and the Joint Committee on Administrative Rules:

Sections 1175.100(b)(1), (2) and (3) "\$50" was added after "inspection".

Section 1175.105 was added.

In Sections 1175.200(b)(3), 1175.205(b)(1), 1175.215(b), 1175.220(a)(6), 1175.220(b)(6), 1175.400(b)(3), 1175.405(b)(11), 1175.415(b), 1175.420(a)(6) and (b)(6), 1175.425(b)(2)(C), "(i.e., marriage license, divorce decree, affidavit or court order)" was added after "name change".

In Section 1175.205(b)(3)(A), "(see Subpart C)" was added after "School"; Section 1175.210(a), "Section 2-7 of" was added after "in"; Sections 1175.235(b) and 1175.435(b) "license" was changed to "certificate".

In Sections 1175.220(a)(8), 1175.220(b)(9), and 1175.420(a)(8) and (b)(9), "instructions" changed to "review" and "The Department will make such a request if the application materials are incomplete" was added.

Section 1175.230(a) was rewritten as follows: "A person applying for restoration of his license as a barber which has been expired for less than 5 years shall submit an application . . . and \$10 plus payment of lapsed renewal fees as set forth in Section 1175.100(a)(4). If restoring after active military service . . . (DD-214) and the current renewal fee." Section 1175.230(b) the current subsection (6) to (5) and subsection (5) to (6) were changed and "and the current renewal fee" was added after "submitted". Section 1175.235(a) was modified as follows: "A person applying . . . on forms provided by the Department, and the required fee. If restoring after active military service, the applicant shall submit a copy of the applicant's DD-214 and the current renewal fee". Section 1175.235(b), subsection (6) as (5), subsection (7) as (6), subsection (5) as (7) were renumbered and "and the current renewal fee" was added after "form".

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In Sections 1175.300(a)(6), 1175.345(a)(8), 1175.500(a)(6), 1175.545(a)(9), and 1175.560(b)(6) the words "assets, liabilities and net worth" were added after statement and "as evidenced by the owner's signature certifying that the information is true" was added after the word "year".

In Sections 1175.300(a)(2), 1175.345(a)(3), 1175.350(a)(4), 1175.500(a)(2), 1175.545(a)(4), 1175.550(a)(4), and 1175.560(b)(2), "proof" was changed to "certification"; Sections 1175.305(a)(7) and 1175.505(a)(7) the word "adequately" was deleted; Sections 1175.305(c)(10) and 1175.505(c)(10) "as defined in 77 Ill. Adm. Code 690" was added after "disease"; and in Section 1175.410(c)(1) "or its equivalent" was deleted.

In Sections 1175.305(c)(7) and 1175.505(c)(7) were changed to read as follows: "The head rests of any chair shall be protected with a disposable cover and changed after each patron".

In Section 1175.300(b) the sentence "Approval will be granted if the requirements of this Subpart have been met" was added; in Sections 1175.345(b), 1175.350(b), and 1175.360(d) "Approval will be granted if all of the requirements of Subpart C have been met" was added; and in Sections 1175.500(b) and 1175.560(d) the sentence "Approval will be granted if all of the requirements of Subpart E have been met" was added.

In Sections 1175.310(a)(5) (Barber) and 1175.510(a)(5) (Cosmetology) was rewritten as follows: "A clear and conspicuous statement that if an approved barber (cosmetology in Section 1175.510(a)(5)) school transfers any student contract or interest in the contract to another party, the student shall have the same rights afforded to him or her by the transferee as by the transferor".

In Sections 1175.320(d) and 1175.520(d) the following sentence was added: "If the Department has not received the transcript, the school will be notified and will be given 60 days in which to comply before disciplinary action will be taken in accordance with Section 4-7 of the Act".

Sections 1175.350(c)(1) and 1175.550(c)(1) were rewritten as follows: "The temporary site must be inspected prior to its use and must possess light and ventilation, tables and chairs for the number of students in a classroom, and must be clean".

Sections 1175.370(a) and 1175.570(a) to delete the word "materially" and to add "pursuant to 68 Ill. Adm. Code 1110" after "probation".

In Section 1175.370(a)(3), "in Section 1175.300" was added; subsection (b)(1) "pursuant to Section 1175.300" was added after "reviewed"; and in subsection (b)(3) "pursuant to 68 Ill. Adm. Code 1110" was added after "probation".

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In Section 1175.405(b)(3)(B) "(see Subpart E)" was added after "cosmetology"; in Section 1175.410(a) "Section 3-6 of" was added before "the Act"; Section 1175.410(c)(2) "Upon failing the fifth examination, an applicant" replaced "An applicant who fails to pass a fifth examination"; and in Section 1175.425(b)(2)(C), "(i.e., certificate of attendance or certificate of completion)" was added after "requirements".

Section 1175.430(a)(3) was rewritten as follows: "if restoring after active military service, the applicant shall submit a copy of the applicant's Honorable Discharge form (DD-214) and the current renewal fee". Section 1175.430(b), subsection (6) as (5); (7) as (6); and (5) as (7) were renumbered and "and the current renewal fee" was added after "submitted". Section 1175.435(a) was rewritten as follows: "A person . . . provided by the Department. If restoring after active military service, the applicant shall submit a copy of the applicant's DD-214 and the current renewal fee". Section 1175.435(b), subsection (6) as (5); (7) as (6); and (5) as (7) were renumbered and "and the current renewal fee" was added after "form".

A reference to Section 1175.530 in Section 1175.535(a)(1) by inserting "cosmetology" after "basic" and "in Section 1175.530" after "curriculum".

In Sections 1175.545(b) and 1175.550(b), "Approval will be granted if all of the requirements of the Subpart E have been met" was added.

In Section 1175.570(b)(1), "pursuant to Section 1175.500" was added after "reviewed" and in subsection (b)(3) "pursuant to 68 Ill. Adm. Code 1110 was added after "hearing".

Section 1175.605(b) and (c) was rewritten as follows:

(b) A sponsor's approval will be terminated if the sponsor fails to provide information to the Department to ascertain compliance with this Subpart.

(c) Upon failure of any sponsor to comply with the requirements of this Subpart, the Department shall issue a written notification to the sponsor that it must remedy its noncompliance prior to providing further approved courses.

"Or upon a recommendation of the Committee" was added after "submitted" in Section 1175.615(a).

Section 1175.615(b)(3) was amended by deleting "undue", replacing the period after "act" with a colon and adding:

(A) the licensee resides in a locality where it is demonstrated that the absence of opportunities for such education would interfere with the ability of the licensee to provide service to the public;

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

(B) that to comply with the continuing education requirements would cause a substantial financial hardship on the licensee.

In agreement with the Joint Committee on Administrative Rules and at the direction of the Administrative Code Division numerous clerical, technical and typographical changes were made.

12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these Rules replace an Emergency Rule currently in effect? No

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Rules: These rules implement the Barber, Cosmetology and Esthetics Act of 1985.

16) Information and questions regarding this adopted rule shall be directed to:

Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, IL 62786
217/785-0800

The full text of the Adopted Rule begins on the next page:

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1175

THE BARBER, COSMETOLOGY AND ESTHETICS ACT OF 1985

SUBPART A: GENERAL

Section
1175.100
1175.105
1175.110

Fees
English Translations
Granting Variances

SUBPART B: BARBER

Section
1175.200
1175.205
1175.210
1175.215
1175.220
1175.225
1175.230
1175.235

Examination - Barber
Examination - Barber Teacher
Examination Requirements
Application for Licensure
Endorsement
Renewals
Restoration - Barber
Restoration - Barber Teacher

SUBPART C: BARBER SCHOOLS

Section
1175.300
1175.305
1175.310
1175.315
1175.320
1175.325
1175.330
1175.335
1175.340
1175.345
1175.350
1175.355
1175.360
1175.365
1175.370

School Approval Application
Physical Site Requirements
Student Contracts
Advertising
Recordkeeping - Transcripts
Recordkeeping - Hours Earned
Curriculum Requirements - Barber
Curriculum Requirements - Barber Teacher
Final Examination
Change of Ownership
Change of Location
Change of Name
Expansion
Discontinuance of Program
Withdrawal of Approval

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SUBPART D: COSMETOLOGY

Section
1175.400
1175.405
1175.410
1175.415
1175.420
1175.425
1175.430
1175.435

Examination - Cosmetology
Examination - Cosmetology Teacher
Examination Requirements
Application for Licensure
Endorsement
Renewals
Restoration - Cosmetology
Restoration - Cosmetology Teacher

SUBPART E: COSMETOLOGY SCHOOLS

Section
1175.500
1175.505
1175.510
1175.515
1175.520
1175.525
1175.530
1175.535
1175.540
1175.545
1175.550
1175.555
1175.560
1175.565
1175.570

School Approval Application
Physical Site Requirements
Student Contracts
Advertising
Recordkeeping - Transcripts
Recordkeeping - Hours Earned
Curriculum Requirements - Cosmetology
Curriculum Requirements - Cosmetology Teacher
Final Examination
Change of Ownership
Change of Location
Change of Name
Expansion
Discontinuance of Program
Withdrawal of Approval

SUBPART F: CONTINUING EDUCATION - COSMETOLOGY

Section
1175.600
1175.605
1175.610
1175.615

Sponsor Approval
Department Supervision
Credit Hours
Waiver of Continuing Education Requirements

AUTHORITY: Implementing the Barber, Cosmetology and Esthetics Act of 1985 (Ill. Rev. Stat. 1987, ch. 111, par. 1701-1 et seq.) and authorized by Section 60(7) of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1987, ch. 127, par. 60(7)).

SOURCE: Adopted at 12 Ill. Reg. 20488, effective November 29, 1988

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

SUBPART A: GENERAL

Section 1175.100 Fees

a) Certificate of Registration ("Certificate") as a Registered Cosmetologist, Barber, Cosmetology Teacher, or Barber Teacher

1) Certificate of Registration. The fee for application for a certificate of registration is \$25.

2) Examination applicants for any examination shall be required to pay, either to the Department of Professional Regulation ("the Department") or to the designated testing service, a fee covering the cost of providing the examination.

3) Renewal. The fee for renewal of a certificate of registration shall be calculated at the rate of \$20 per year.

4) Restoration. The fee for restoration for a certificate of registration is \$10 plus payment of all lapsed renewal fees, but not to exceed \$110.

5) The fee for restoration of a cosmetologist certificate of registration from inactive status is the current renewal fee.

6) Endorsement. The fee for a certificate of registration for a cosmetologist, barber, cosmetology teacher, or barber teacher licensed under the laws of another jurisdiction is \$35.

b) Certificate as a Registered Cosmetology School or Barber School

1) Certificate of Registration. The fee for a certificate of registration is \$50 plus the cost to provide the inspection (\$50).

2) Change of Ownership. The fee for a certificate resulting from a change of ownership is \$50 plus the cost to provide the inspection (\$50).

3) Change of Location. The fee for a certificate resulting from a change of location is \$50 plus the cost to provide the inspection (\$50).

4) Change of Name. The fee for a certificate resulting from a change of name is \$20.

5) Renewal. The fee for renewal of a certificate of registration shall be calculated at \$100 per year.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

c) General Fees

1) Duplicate/Replacement. The fee for the issuance of a duplicate or replacement certificate is \$20.

2) Change of Name or Address. The fee for issuance of a certificate with a change of name or address other than during the renewal period is \$20. No fee is required for name and address changes on Department records when no certificate is issued.

3) Certification of Record. The fee for certification of a registrant's record for any purpose is \$20.

4) Mail Certificate. The fee for a mail certificate showing registration is the actual cost of producing such a certificate.

5) The fee for a roster of persons registered as cosmetologists, cosmetology teachers, barbers, barber teachers, cosmetology schools, and barber schools is the actual cost of producing such a roster.

6) The fee to place a cosmetology license on inactive status, other than during renewal, is \$20.

Section 1175.105 English Translations

Any document submitted to the Department, in accordance with The Barber, Cosmetology and Esthetics Act of 1985 (the "Act") (Ill. Rev. Stat. 1987, ch. 111, par. 1701 et seq.) and this Part, in a foreign language must be accompanied by an original, notarized English translation. The translator must be fluent in both English and the foreign language and must certify to the accuracy of the translation.

Section 1175.110 Granting Variances

a) The Director of the Department may grant variances from this Part in individual cases where he finds that:

1) the provision from which the variance is granted is not statutorily mandated;

2) no party will be substantially injured by granting the variance; and

3) the rule from which the variance is granted would, in the particular case, be unreasonable or unnecessarily burdensome.

b) The Director of the Department shall notify the Barber and Cosmetology Committee of the granting of such variance, and the reasons therefor, at the next meeting of the Committee.

DEPARTMENT OF PROFESSIONAL REGULATION

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SUBPART B: BARBER

Section 1175.200 Examination - Barber

a) Eligibility.

- 1) Each applicant must meet the requirements in Section 2-2(a), (b), and (c) or 2-3(a), (b), and (c) of the Act prior to filing an application for the Department authorized examination.
- 2) An applicant's training must be received from a barber school approved by the Department which meets the requirements set forth in Subpart C of this Part.

b) Application. Each applicant shall file an application for examination, on forms provided by the Department, at least 45 days prior to an examination date. The application shall include:

- 1) An official transcript showing successful completion of the required training outlined in Section 2-2(c) and 2-3(c) and (d) of the Act and a passing grade on the final examination administered by the school as set forth in Section 1175.340;
- 2) A complete work history since graduation from barber school;
- 3) Proof of any name change (i.e., marriage license, divorce decree, affidavit, or court order); and
- 4) The required fee.

c) Individuals who do not obtain a license within 5 years of graduation from barber school will be required to complete a 250 hour refresher course before they may obtain a license.

Section 1175.205 Examination - Barber Teacher

a) Eligibility. Each applicant must meet the requirements in Section 2-4(a), (b), (c), and (d) of the Act prior to filing an application for the barber teacher examination.

b) Application. Each applicant shall file an application, on forms provided by the Department, at least 45 days prior to an examination date. The application shall include:

- 1) Proof of any name change (i.e., marriage license, divorce decree, affidavit, or court order);

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2) The required examination fee; and

3) Either:

- A) An official transcript from an approved barber school (see Subpart C) showing successful completion of 500 hours of teacher training as outlined in Section 1175.335 of this Part; employment verification showing at least 3 years of practical experience as a registered barber; or
- B) An official transcript from an approved barber school showing successful completion of 1000 hours of barber teacher training as outlined in Section 1175.335 of this Part;
- 4) A complete work history since graduation from barber school; and
- 5) A copy of the applicant's current Illinois barber license.

Section 1175.210 Examination Requirements

a) A separate examination shall be administered by the Department or its designated testing service for each licensure category and shall cover subject matter as set forth in Section 2-7 of the Act.

b) The passing grade on each examination is 75.

Section 1175.215 Application for Licensure

Each applicant shall submit to the Department:

a) A signed and completed licensure application which the applicant will receive with the notification of successful completion of the examination;

b) Proof of name change (i.e., marriage license, divorce decree, affidavit, or court order) if different from that shown on pre-printed licensure application; and

c) The required fee.

Section 1175.220 Endorsement

a) An applicant who is currently licensed as a barber in another jurisdiction and who is seeking licensure in Illinois by endorsement shall file an application, on forms provided by the Department, which shall include:

- 1) A certification from the state of original licensure stating:

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- A) The number of barber training hours received;
 - B) A brief description of any licensure examination taken and the grades received; and
 - C) Whether the applicant's file contains any record of disciplinary actions taken or pending.
- 2) Official transcripts from the school(s) attended by the applicant showing the courses completed and the hours received with the school seal affixed.
 - 3) Certification of current licensure if other than original licensure.
 - 4) Two completed Verification of Employment forms showing at least 3 years of lawful practice in another jurisdiction if:
 - A) The jurisdiction of original licensure does not require a licensing examination or has not provided an examination score; or
 - B) The applicant is applying under Section 2-4a of the Act.
 - 5) A complete work history showing all employment since graduation from barber school to present;
 - 6) Proof of any name change (i.e., marriage license, divorce decree, affidavit, or court order) if name is other than that shown on attached documents;
 - 7) The required fee; and
 - 8) A copy of the licensing act applicable on the date of original licensure showing the requirements for licensure if requested by the Department in the application review. The Department will make such a request if the application materials are incomplete.
- b) An applicant who is currently licensed as a barber teacher in another jurisdiction and who is seeking licensure in Illinois by endorsement shall file an application, on forms provided by the Department, which shall include:
- 1) A certification from the state of original licensure stating:
 - A) The number of barber teacher training hours received;
 - B) A brief description of any licensure examination taken and the grades received; and,

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- C) Whether the applicant's file contains any record of disciplinary action taken or pending.
 - 2) Official transcripts from the school(s) attended by the applicant showing the courses completed and the hours received with the school seal affixed;
 - 3) Certification of current licensure if other than original licensure;
 - 4) Two Verification of Employment forms shall be submitted by the applicant who completed at least 500 hours of teacher training but less than 1000 hours. A barber teacher applicant shall verify 3 years of lawful practice as a barber.
 - 5) A complete work history showing all employment since graduation from basic barber school to present;
 - 6) Proof of name change (i.e., marriage license, divorce decree, affidavit, or court order) if name is other than that shown on any of the documents submitted;
 - 7) A copy of the applicant's current Illinois license as a barber;
 - 8) The required fee; and
 - 9) A copy of the licensing act applicable on the date of original licensure showing the requirements for licensure if requested by the Department in the application review. The Department will make such a request if the application materials are incomplete.
- c) An applicant for licensure as a barber who is licensed in another jurisdiction shall be given 300 hours of educational credit for every 12 month period during which he was lawfully employed as a barber. To obtain credit for work experience, the applicant must submit verification of employment on forms provided by the Department in support of the work experience. A certification of licensure from the jurisdiction in which the lawful practice is claimed must also be submitted.
- d) An applicant applying for licensure as a barber or barber teacher on the basis of endorsement who has previously failed the licensing examination in Illinois shall not be approved for licensure on the basis of endorsement unless and until he provides verification of successful completion of a substantially equivalent licensure examination. The successful completion of the substantially equivalent examination must occur after the most recently failed examination attempt in Illinois.

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Section 1175.225 Renewals

- a) Barber, barber teacher and barber school licenses shall expire on July 31 of each odd numbered year. The holder of a certificate of registration may renew such certificate during the month preceding its expiration date.
- b) Applicants for renewal shall:
 - 1) Return a completed renewal application; and
 - 2) Submit the required fee.
- c) It is the responsibility of each licensee to notify the Department of any change of address. Failure to receive a renewal form from the Department shall not constitute an excuse for failure to pay the renewal fee or to renew a license.

Section 1175.230 Restoration - Barber

- a) A person applying for restoration of his license as a barber which has been expired for less than 5 years shall submit an application on forms provided by the Department and \$10 plus payment of lapsed renewal fees as set forth in Section 1175.100(a)(4). If restoring after active military service, the applicant shall submit a copy of the applicant's Honorable Discharge form (DD-214) and the current renewal fee.
- b) A person applying for restoration of his license as a barber which has been expired for 5 years or more shall submit an application on forms provided by the Department along with:
 - 1) Verification of employment attesting to lawful practice in another jurisdiction within the 5 years preceding application for restoration;
 - 2) Certification from the appropriate licensing authority stating that said practice was authorized;
 - 3) A complete work history showing all employment since the Illinois license lapsed;
 - 4) A completed Restoration Questionnaire;
 - 5) The required fee.
 - 6) If restoring from active military service, a copy of the applicant's DD-214 must be submitted and the current renewal fee.

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- c) An applicant for restoration who has not maintained a practice in another jurisdiction shall also submit official transcripts showing successful completion of a 250 hour refresher course from an approved barber school.

Section 1175.235 Restoration - Barber Teacher

- a) A person applying for restoration of his certificate as a registered barber teacher which has been expired for less than 5 years shall file an application, on forms provided by the Department, and the required fee. If restoring after active military service, the applicant shall submit a copy of the applicant's DD-214 and the current renewal fee.
- b) A person applying for restoration of his certificate as a barber teacher which has been expired for 5 years or more shall submit an application on forms provided by the Department, along with:
 - 1) Verification of employment attesting to lawful teaching practice in another jurisdiction within the 5 years preceding application for restoration;
 - 2) A certification from the appropriate licensing authority stating that said practice was authorized;
 - 3) A complete work history showing all employment since the Illinois teacher license lapsed;
 - 4) A completed restoration questionnaire;
 - 5) A copy of the applicant's current Illinois barber license; and
 - 6) The required fee.
 - 7) If restoring after active military service, a copy of the applicant's DD-214 form and the current renewal fee;
 - 8) An applicant for restoration who has not maintained an active teaching practice in another jurisdiction shall also submit official transcripts showing successful completion of a 250 hour barber teacher refresher course from an approved barber school.

SUBPART C: BARBER SCHOOLS

Section 1175.300 School Approval Application

- a) An applicant for a barber school license shall submit a completed application to the Department with the following information and documentation:

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- 1) A detailed floor plan consistent with the requirements of Section 1175.305 of this Part;
 - 2) A copy of a lease showing at least a one year commitment to the use of the school site or certification of ownership of the proposed school site;
 - 3) If owner is a corporation, a copy of the Articles of Incorporation;
 - 4) If owner is a partnership, a listing of all partners and their current addresses;
 - 5) A signed fire inspection report giving approval for use of the site as a school;
 - 6) A completed financial statement of assets, liabilities, and net worth showing the owner's ability to operate the school for at least one year as evidenced by the owner's signature certifying that the information is true;
 - 7) A copy of the official student contract to be used by the school which shall be consistent with the requirements of Section 1175.310 of this Part;
 - 8) A listing of all teachers, including their teacher license numbers, who will be in the school's employ;
 - 9) A copy of the curricula which will be followed;
 - 10) A copy of the school's official transcript; and
 - 11) The required fee.
- b) When the above items have been received, the Department shall inspect the school premises, prior to school approval, to determine compliance with this Subpart. School operations shall not commence nor shall the school in any way solicit student enrollment, until the school has received written notice of approval from the Department. Approval will be granted if the requirements of this Subpart have been met.
- c) Barber schools shall only offer instruction in barbering and barber teacher education.

Section 1175.305 Physical Site Requirements

a) Space Requirements

- 1) A school shall have a minimum of 1,000 square feet of work space

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- for a maximum of 25 students in the work area. An additional 30 square feet of work space is required for each additional student if attendance exceeds 25 at any given time.
- 2) Work space shall include: dispensary and laboratory area; work space shall not include classrooms, rest rooms, halls, checkrooms, locker space, conference rooms, storage space, or other areas or facilities for school administration.
 - 3) Two restrooms shall be provided.
 - 4) Separate cloak space shall be provided which may be used both by students and the public.
 - 5) A public waiting area must be provided.
 - 6) Schools shall provide a student lounge area which shall be separated from the work area.
 - 7) All areas of the school shall be ventilated and lighted.
 - 8) Licensed barber schools will not be required to comply with these requirements. However, if an existing licensed barber school expands to meet the demands of increased enrollment, it will be required to comply with this subsection.
- b) Equipment Requirements - All equipment shall be in working condition and sufficient for the number of students enrolled. A school shall have the following equipment:
- 1) An entrance sign designating the name of the school.
 - 2) A school seal.
 - 3) A time clock or other equipment necessary for verification of attendance and hours earned.
 - 4) Four shampoo chairs and four shampoo bowls with adequate hot and cold running water.
 - 5) Clinic station shall have at least 3 feet per student in the class including electrical outlets, mirror space, wet sanitizer and either a barber chair or styling chair.
 - 6) Desk/table space and a chair for each student in the classroom.
 - 7) Locker space for each student in attendance.

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- 8) Adequate covered disposal cans placed at convenient locations.
- 9) One covered container for soiled towels for each 10 students in clinical work area.
- 10) Closed cabinets equipped for storing towels. Cabinets must have storage space for (10) dozen towels per 20 students in clinical work area.

c) Sanitary Regulations

- 1) Clean outer garments must be worn at all times. No open toed shoes shall be worn by students.
- 2) All instruments shall be sanitized before and after use on each patron.
- 3) Clean towels shall be used for each patron.
- 4) Shampoo bowls must be sanitized after each use.
- 5) Hands must be cleansed before and after serving each patron.
- 6) After serving each patron, combs and brushes must be cleansed, then immersed in a disinfectant, then rinsed in water and dried. Combs and brushes shall be kept in a closed container apart from appliances which have not been disinfected.
- 7) The head rests of any chair shall be protected with a disposable cover and changed after each patron.
- 8) Non-disposable head coverings must be laundered and sanitized after each separate use.
- 9) All powders, lotions, creams, and other cosmetics shall be kept in clean, closed containers. All cosmetics shall be applied by sanitary applicators and removed from the container with a sanitary spatula.
- 10) No owner, manager, teacher, or school administrator shall knowingly permit any person suffering from a serious communicable disease as defined in 77 Ill. Adm. Code 690 to work on the premises, or knowingly permit a student to serve a patron with a serious communicable disease.
- 11) No animals or pets, except seeing eye dogs, shall be permitted on school premises.

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- 12) The floors, walls and furniture shall be kept clean at all times.
- 13) An adequate supply of hot and cold running water shall be available for school operation.
- d) Textbooks/Teaching Materials - Textbooks shall be provided for each student in attendance.
- e) Teachers - The student/teacher ratio shall not exceed a 25 to 1 ratio.

Section 1175.310 Student Contracts

- a) All student contracts used with students or prospective students by an approved barber school shall be clearly labeled as a contract and shall include the following information:
 - 1) The name and address of the school;
 - 2) The date the contract is signed;
 - 3) The total cost of the course of instruction including any charges made by the school for tuition, books, materials, supplies, and other expenses;
 - 4) A clear and conspicuous statement that the contract is a legally binding instrument when signed by the student and accepted by the school;
 - 5) A clear and conspicuous statement that if an approved barber school transfers any student contract or interest in the contract to another party, the student shall have the same rights afforded to him or her by the transferee as by the transferor.
 - 6) The contents of the following notice, in at least 10 point bold type:

"NOTICE TO THE STUDENT"

"Do not sign this contract before you read it or if it contains any blank spaces.

You are entitled to an exact copy of the contract you sign."
 - 7) A clear and concise statement of the school's refund policy.
- b) The school shall comply with all applicable requirements of the Retail Installment Sales Act (Ill. Rev. Stat. 1987, ch. 121 1/2, pars. 501 et seq.) in its student contracts.

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- c) No student contract shall contain a wage assignment provision or a confession of judgment clause.
- d) Any provision in a student contract that purports to waive the student's right to assert against the school, or any assignee, any claim or defense he may have against the school arising under the contract shall be void.

Section 1175.315 Advertising

All school advertising for patrons must conspicuously contain the words "Work Done Exclusively by Students" or "All Work Done by Students".

Section 1175.320 Recordkeeping - Transcripts

- a) Each school shall provide an official transcript showing the entire course work of each student. The official transcript shall contain the following information:

- 1) school's name and address;
- 2) school seal;
- 3) school license number;
- 4) signature of owner, registrar or director of the school;
- 5) student's name, address, and social security number;
- 6) actual dates student attended;
- 7) subject areas, hours earned, and grades received;
- 8) any transfer hours citing the name and address of school transferred from, subject areas, hours earned, and grades received;
- 9) final examination grades; and
- 10) graduation date.

- b) The official transcript and school records for each student shall be permanently maintained by the school in the following manner:

- 1) If maintained on the school premises, they shall be maintained in a locked, fireproof cabinet. If official transcripts are maintained on a computer system, history tapes or discs of all official records must be stored in a locked, fireproof cabinet.
- 2) If records cannot be maintained on the premises in locked fireproof cabinets, duplicate student records, including the official transcripts, shall be maintained at a separate location which shall be made known to the Department. Such records shall be accessible to Department officials for inspection.
- c) A copy of the transcript shall be given to the student upon graduation or other permanent exit from the school provided the student has met all financial obligations set forth in the student contract as set forth in Section 1175.310.

- d) All existing schools shall submit a sample of their official transcript to the Department within one year of the effective date of this Part. If the Department has not received the transcript, the school will be notified and will be given 60 days in which to comply before disciplinary action will be taken in accordance with Section 4-7 of the Act.

Section 1175.325 Recordkeeping - Hours Earned

- a) A complete and accurate record of hours of attendance for each student must be recorded and maintained by the school.

- b) If a time clock is used, each student shall punch his own time card. No student, teacher, or any other person shall punch the time card of another student. If a time clock is not used, there shall be another verifiable method used by the school to record student hours. The records must be in a form which allows the student to receive a report of hours earned. This report of hours earned shall be provided to the student on a monthly basis and shall be placed on a cumulative record by the school.

- c) Credit for hours earned away from the school premises shall be awarded only if students are supervised by a licensed instructor. Credit hours for outside study may include workshops, educational programs, films, and demonstrations.

- d) Hours earned away from the school premises shall be recorded on school time forms. These forms shall include: the school seal, name of student, event or program attended, date attended, signature of student, signature of supervising, licensed instructor.

- e) Instructors shall review the hours earned by each student monthly. Each month the instructor shall issue a signed monthly report to the student showing the actual number of hours earned by the student.

- f) Time cards may be destroyed upon the student's permanent exit from the school and after all hours earned are recorded on the official transcript.

- g) An hour is not less than 50 nor more than 60 minutes of instruction.

- h) A licensed instructor shall supervise all classroom and practical study. No credit shall be given for unsupervised study.

Section 1175.330 Curriculum Requirements - Barber

- a) Each licensed barber school shall provide a curriculum of a minimum of 1500 hours as follows:

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1) 150 hours of classroom instruction in general theory which shall be divided into specific subject areas as specified in subsection (2) below.

2) 1350 hours shall be at the discretion of the instructor based on the instructor's evaluation of the individual student's needs. However, the training shall cover, at least, the following minimum subject areas:

- hair styling
- cutting
- trimming
- facials and massage
- hair coloring and bleaching
- permanent waving and chemical relaxing
- beard trimming and shaving
- shop management and merchandising
- pertinent state and local laws and rules
- barber history

b) All existing schools have one year from the effective date of this Part to comply with the requirements of this Section.

Section 1175.335 Curriculum Requirements - Barber Teacher

a) Each licensed barber school which provides teacher training shall provide a curriculum which includes a minimum of 1000 hours. This curriculum shall contain the following subject areas:

- 1) Practice of barbering;
- 2) Theory of barbering;
- 3) Methods of Teaching; and
- 4) School Management.

b) A minimum of 100 hours in each subject area shall be required. The remaining 600 hours shall be at the discretion of the instructor based on the instructor's evaluation of the individual student's needs.

c) The approved curriculum for a 500 hour Teacher Training Course shall be based upon 3 years of practical experience for a barber and shall consist of a minimum of 50 hours in each of the subject areas in subsection (a) above. The remaining 300 hours shall be at the discretion of the instructor based on the instructor's evaluation of the individual student's needs.

d) All existing schools have one year from the effective date of this Part to comply with the requirements of this Section.

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Section 1175.340 Final Examination

a) A school shall require each candidate for graduation to pass a final examination which shall test the student's theoretical and practical knowledge of the curriculum studied.

b) The practical examination shall test the candidate's skills in the following areas:

- 1) hair cutting;
- 2) sanitation; and
- 3) shaving.

c) The examination shall be administered by the uniform application of standard performance criteria established by the school for each skill area. The standard performance criteria for each skill area shall be delineated in the examination records as specified in subsection (h), below.

d) A passing score of 75 or greater shall be required on both the theoretical and practical portions of the final examination.

e) The school shall allow each candidate for graduation at least three attempts to pass the final exam.

f) The Department may monitor the administration of the final examination:

- 1) as a result of a complaint received;
- 2) for random sampling;
- 3) to collect data; and/or
- 4) when the failure rate on the licensure examination for school graduates is greater than 25%.

g) The Department shall maintain records of each school's graduate failure rate on the licensing examination. The records shall reflect only first examination attempts for each graduate. The Department shall review the records on an annual basis to identify those approved schools which have an average annual failure rate greater than 25%. An average annual failure rate greater than 25% is grounds for school disapproval. The first annual review of the records shall commence one year from the effective date of this Part.

h) The school shall maintain records of the final examination for a period of no less than 5 years in the manner prescribed in Section 1175.320 of this Part. These records shall include:

- 1) a copy of the final examination administered; and

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- 2) each student's examination grades.

Section 1175.345 Change of Ownership

- a) When the ownership of an approved school changes, the new owner shall, within 5 working days from the date title to the school is transferred, mail to the Department the following:

- 1) A signed and completed school application;
 - 2) A floor plan if any expansion is to be done by the new owner;
 - 3) A copy of a lease agreement showing at least a 1 year commitment or certification of school site ownership;
 - 4) A copy of the student contract which will be utilized by the new owner;
 - 5) If owner is a corporation, a copy of the Articles of Incorporation;
 - 6) If owner is a partnership, a listing of all partners and their addresses;
 - 7) A signed inspection report by the local fire inspection authority approving the school site;
 - 8) A complete financial statement of assets, liabilities and net worth showing the new owner's ability to operate the school for 1 year;
 - 9) If a name change is to also occur, the new owner must submit a sample of the new school seal and a photo of the new school sign; and
 - 10) The required fee.
- b) Once the above items have been received, the Department shall conduct an inspection prior to approval of the change of ownership. Approval will be granted if the requirements of Subpart C have been met.
- c) If the new owner fails to submit a new application, or if the Department does not approve the school, the school shall remain closed until final Department approval is received.

Section 1175.350 Change of Location

- a) When the location of an approved school is changed, the school owner shall submit to the Department the following:

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- 1) Written notice to the Department at least 30 days in advance of the school site change;
 - 2) A signed and completed school application;
 - 3) A floor plan;
 - 4) A copy of a lease agreement showing at least a one year commitment or certification of ownership of school site;
 - 5) A signed inspection report by the local fire inspection authority approving the site; and,
 - 6) The required fee.
- b) Once the above items have been received, the Department shall inspect the premises to determine compliance with this Part. School operations shall not commence at the new location until the owners have received written notice of approval from the Department. Approval will be granted if the requirements of Subpart C have been met.
- c) If the change of location is due to natural destruction of the original premises, a temporary site may be used to teach theory classes only.
- 1) The temporary site must be inspected prior to its use and must possess light and ventilation, tables and chairs for the number of students in a classroom, and must be clean.
 - 2) The temporary site may be used for a period of 2 months. The 2 month period can be extended for good cause. Good cause includes, but is not limited to, unexpected delays in construction, delays in lease arrangements, or delays in equipment delivery.
 - d) If the site is not approved, the school shall not solicit new students for this location until the school has been approved.

Section 1175.355 Change of Name

When changing the name of a licensed school, a written request for a name change, along with the required fee specified in Section 1175.100, shall be mailed 30 days in advance of any name change. The Department shall then issue a new certificate. At the time of the change of name, all identifying signs and materials must be changed to conform with the new name on the school license.

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Section 1175.360 Expansion

- a) Written notice shall be given to the Department 30 days prior to any expansion of an approved school.
- b) When the expansion will result in an off-site classroom location, a completed application must be submitted along with:

- 1) A detailed floor plan;
- 2) A copy of a lease showing at least a 1 year commitment to the use of the site or certification of ownership of the proposed site;
- 3) A signed fire inspection report giving approval for use of the site as an off-site classroom location;
- 4) A statement from the school owner outlining the purpose of the off-site classroom location;
- 5) A listing of any and all additional teachers who will be added to the teaching staff as a result of the expansion;
- 6) A financial statement of assets, liabilities and net worth which shall reflect the owner's assets and debits inclusive of costs incurred or to be incurred as a result of the expansion;
- 7) The required fee.
- 8) An off-site classroom location is defined as a separate classroom which is located within 5 miles of the main school site, and which serves to provide adequate space in which to train an overflow of students. A clinic may not be operated at an off-site classroom location. A school may establish only one off-site classroom location. All identifying signs and materials must reflect the name of the main school.

- c) When an on-site expansion is to accommodate an increased enrollment, a completed application shall be submitted along with:

- 1) a detailed floor plan,
- 2) a statement from the school owner outlining the purpose of the expansion;
- 3) a listing of any and all additional teachers who will be added to the teaching staff as a result of the expansion; and
- 4) the required inspection fee.

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- d) Upon receipt of the above items, the Department shall inspect the expansion site to determine compliance with this Part. The site shall not be used until such inspection has occurred and the owner has received written notification of approval from the Department. Approval will be granted if all of the requirements of Subpart C have been met.

Section 1175.365 Discontinuance of Program

- a) The Department shall receive a minimum of 30 days written notice of a school's intent to discontinue its program. The notice shall include the exact location where the student records are to be stored.
- b) The school owner shall notify the Department in writing of the actual closing date of the school.
- c) All school records shall be maintained after the school closes.
- d) The school must continue to meet the requirements of the Act and this Part until the actual closing date.
- e) Each student enrolled at the time of discontinuation must be provided an official transcript of all hours earned while enrolled in the program.

Section 1175.370 Withdrawal of Approval

- a) The Department may withdraw, suspend or place on probation, pursuant to 68 Ill. Adm. Code 1110, the approval of a school of barbering when the quality of the program has been affected by any of the following causes:

- 1) Gross or repeated violations of any provisions of the Act or this Part;
- 2) Fraud or dishonesty in furnishing transcripts or documentation for evaluation of the school;
- 3) Failure to meet the criteria for school approval in Section 1175.300;
- 4) Failure to administer the final examination as specified in this Part;
- 5) Failure to maintain final examination grades for each student and a master of the examination administered by the school as specified in this Part;

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- 6) Fraud or dishonesty in providing transcripts to students;
 - 7) Failure to provide transcripts to students who have fulfilled all obligations under Section 1175.310;
 - 8) A finding by the U.S. Office of Education or Illinois State Scholarship Commission that a school has misappropriated or misused grant or loan monies or has aided in obtaining such monies by providing fraudulent or untruthful information.
- b) Performance Record on Licensing Examination
- 1) When a school's graduates have a 25% or greater failure rate on the licensing examination, Department approval of a school shall be reviewed pursuant to Section 1175.300.
 - 2) The performance record by a school's graduates on the licensing examination as compared with the statewide performance record shall be considered by the Department when reviewing Department approval of a school.
 - 3) The Department shall give written notice and a hearing pursuant to 68 Ill. Adm. Code 1110 when Department approval of a school is being reviewed.

SUBPART D: COSMETOLOGY

Section 1175.400 Examination - Cosmetology

a) Eligibility.

- 1) Each applicant must meet the requirements in either Section 3-2(a), (b), and (c) or 3-3(a), (b), and (c) of the Act prior to filing an application for the Department authorized cosmetology examination.
 - 2) An applicant's training must be received from a school of cosmetology approved by the Department which meets the requirements set forth in Subpart E of this Part.
- b) Application. Each applicant shall file an application for examination, on forms provided by the Department, at least 45 days prior to an examination date. The application shall include:
- 1) An official transcript showing successful completion of the required training outlined in Section 3-2(c) or 3-3(c) of the Act; official transcripts showing successful completion of remedial training when required by Section 1175.415 (a) and (b) of this

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- Part and a passing grade on the final examination administered by the school as set forth in Section 1175.540;
- 2) A request, if desired, to take the written examination in the Spanish language;
 - 3) Proof of any name change (i.e., marriage license, divorce decree, affidavit, or court order);
 - 4) A complete work history since graduation from cosmetology school; and
 - 5) The required fee.

Section 1175.405 Examination - Cosmetology Teacher

- a) Eligibility. Each applicant must meet the requirements in Section 3-4(a), (b), (c), (d), and (e) of the Act prior to filing an application for the cosmetology teacher examination.
- b) Application. Each applicant shall file an application, on forms provided by the Department, at least 45 days prior to an examination date. The application shall include:
 - 1) Proof of any name change (i.e., marriage license, divorce decree, affidavit, or court order);
 - 2) The required examination fee;
 - 3) Either:
 - A) An official transcript from an approved school of cosmetology showing successful completion of 500 hours of teacher training as outlined in Section 1175.535 of this Part and two employment verification forms showing at least 2 years of practical experience as a registered cosmetologist; or
 - B) An official transcript from an approved school of cosmetology (see Subpart E) showing successful completion of 1000 hours of teacher training as outlined in Section 1175.535 of this Part.
 - 4) A complete work history since graduation from cosmetology school; and
 - 5) A copy of the applicant's current Illinois cosmetology license.

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Section 1175.410 Examination Requirements

- a) A separate examination shall be administered by the Department or its designated testing service for each licensure category and shall cover subject matter as set forth in Section 3-6 of the Act.
- b) The passing grade on each examination is 75.
- c) Retakes

- 1) An applicant who fails to pass a second examination must submit an official transcript from an approved cosmetology school showing successful completion of a 250 hour refresher course prior to taking the examination a third time. (In lieu of the 250 hour refresher course, an applicant for retake may submit proof of high school diploma or general education diploma.)

- 2) Upon failing the fifth examination an applicant must submit an official transcript from an approved cosmetology school showing successful repetition of the entire course of training prior to taking the examination a sixth time.

- 3) For purposes of the examination retakes, the sixth attempt shall count as the first.

- 4) An applicant shall make a written request for an examination retake at least 45 days in advance of the examination date. Such a request must include the required examination fee and official transcripts when further study is required in accordance with subsections (1) and (2) above.

Section 1175.415 Application for Licensure

Each applicant shall submit to the Department:

- a) A signed and completed licensure application which the applicant will receive with the notification of successful completion of the examination;
- b) Proof of name change (i.e., marriage license, divorce decree, affidavit, or court order) if different from that shown on pre-printed licensure application; and
- c) The required fee.

Section 1175.420 Endorsement

- a) An applicant who is currently licensed as a cosmetologist in another

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jurisdiction and who is seeking licensure in Illinois by endorsement shall file an application, on forms provided by the Department, which shall include:

- 1) A certification from the state of original licensure stating:

- A) The number of cosmetology training hours received;
 - B) A brief description of any licensure examination taken and the grades received; and
 - C) Whether the applicant's file contains any record of disciplinary actions taken or pending.
- 2) Official transcripts from the school(s) attended by the applicant showing the courses completed and the hours received with the school seal affixed.
 - 3) Certification of current licensure if other than original licensure.
 - 4) Two completed Verification of Employment forms showing at least 3 years of lawful practice in another jurisdiction if:

- A) the jurisdiction of original licensure does not require a licensing examination or has not provided an examination score; or
- B) the applicant is applying under Section 3-8(c) or 2-4(a) of the Act.

- 5) A complete work history showing all employment since graduation from cosmetology to present;

- 6) Proof of any name change (i.e., marriage license, divorce decree, affidavit, or court order) if name is other than that shown on attached documents;

- 7) The required fee; and

- 8) A copy of the licensing act applicable on the date of original licensure showing the requirements for licensure if requested by the Department in the application review. The Department will make such a request if the application materials are incomplete.

- b) An applicant who is currently licensed as a cosmetology teacher in another jurisdiction and who is seeking licensure in Illinois by endorsement shall file an application, on forms provided by the Department, which shall include:

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- 1) A certification from the state of original licensure stating:
 - A) The number of cosmetology teacher training hours received;
 - B) A brief description of any licensure examination taken and the grades received; and,
 - C) Whether the applicant's file contains any record of disciplinary action taken or pending.
 - 2) Official transcripts from the school(s) attended by the applicant showing the courses completed and the hours received with the school seal affixed;
 - 3) Certification of current licensure if other than original licensure;
 - 4) Two Verification of Employment forms shall be submitted by the applicant who completed at least 500 hours of teacher training but less than 1000 hours. A cosmetology teacher applicant shall verify 2 years of lawful practice as a cosmetologist;
 - 5) A complete work history showing all employment since graduation from basic cosmetology school to present;
 - 6) Proof of name change (i.e., marriage license, divorce decree, affidavit, or court order) if name is other than that shown on any of the documents submitted;
 - 7) A copy of the applicant's current Illinois license as a cosmetologist;
 - 8) The required fee; and
 - 9) A copy of the licensing act applicable on the date of original licensure showing the requirements for licensure if requested by the Department in the application review. The Department will make such a request if the application materials are incomplete.
- c) An applicant for licensure as a cosmetologist who is licensed in another jurisdiction shall be given 300 hours of educational credit for every 12 month period during which he was lawfully employed as a cosmetologist. To obtain credit for work experience, the applicant must submit verification of employment on forms provided by the Department in support of the work experience. A certification of licensure from the jurisdiction in which the lawful practice is claimed must also be submitted.

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- d) An applicant applying for licensure as a cosmetologist or cosmetology teacher on the basis of endorsement who has previously failed the licensing examination in Illinois shall not be approved for licensure on the basis of endorsement unless and until he provides verification of successful completion of a substantially equivalent licensure examination and fulfills the requirements set forth in Section 1175.220(c). The successful completion of the substantially equivalent examination and fulfillment of applicable regulation requirements must occur after the most recently failed examination attempt in Illinois.

Section 1175.425 Renewals

- a) Every license issued under the Act shall expire as follows:
- 1) Cosmetology teacher and cosmetology school licenses shall expire on September 30 of each even numbered year.
 - 2) Cosmetologists licenses shall expire on September 30 of each odd numbered year.
 - 3) The holder of a certificate of registration may renew such certificate during the month preceding its expiration date.
- b) Applicants for renewal shall:
- 1) Return a completed renewal application.
 - 2) Certify on the renewal application to successful completion of a minimum of 20 hours of continuing education within the 2 years prior to renewal if renewing a cosmetology license.
 - A) For the renewal period of October 1, 1987 to September 30, 1989, each individual who applies for renewal, other than first time renewal applicants, shall be required to complete only 10 hours of continuing education. For every renewal thereafter, the individual shall be required to complete 20 hours of continuing education.
 - B) A renewal applicant is not required to comply with continuing education for the first renewal after issuance of original license.
 - C) The Department may require additional evidence demonstrating compliance with the CE requirements (i.e., certificate of attendance or certificate of completion). It is the responsibility of each renewal applicant to retain or otherwise produce evidence of such compliance. Such evidence

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shall be required in the context of the Department's random audit.

- 3) Submit the required fee.
- 4) It is the responsibility of each licensee to notify the Department of any change of address. Failure to receive a renewal form from the Department shall not constitute an excuse for failure to renew a license.

Section 1175.430 Restoration - Cosmetology

- a) A person applying for restoration of his license as a cosmetologist which has been expired or been on inactive status for less than 5 years shall submit an application on forms provided by the Department; and

- 1) pay the required fee; and
- 2) provide evidence of successful completion of 20 hours of continuing education earned within the 2 years immediately preceding the restoration.
- 3) If restoring after active military service, the applicant shall submit a copy of the applicant's Honorable Discharge form (DD-214) and the current renewal fee.

- b) A person applying for restoration of his license as a cosmetologist which has been expired or been on inactive status for 5 years or more shall submit an application on forms provided by the Department along with:

- 1) Verification of employment attesting to lawful practice in another jurisdiction within the 5 years preceding application for restoration;
- 2) Certification from the appropriate licensing authority stating that said practice was authorized;
- 3) A complete work history showing all employment since the Illinois license lapsed or was placed on inactive status;
- 4) A completed Restoration Questionnaire;
- 5) Evidence of successful completion of 20 hours of continuing education earned within the 2 years immediately preceding restoration if restoring a cosmetology license; and

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- 6) The required fee.

- 7) If restoring from active military service, a copy of the applicant's DD-214 must be submitted and the current renewal fee.
- c) An applicant for restoration who has not maintained a practice in another jurisdiction shall also submit official transcripts showing successful completion of a 250 hour refresher course from an approved cosmetology school. A cosmetology applicant who completes this refresher course shall not be required to complete 20 hours of continuing education.

Section 1175.435 Restoration - Cosmetology Teacher

- a) A person applying for restoration of his certificate as a registered cosmetology teacher which has been expired or been on inactive status for less than 5 years shall file an application, on forms provided by the Department. An applicant shall also submit the required fee. If restoring after active military service, an applicant shall submit a copy of his DD-214 and the current renewal fee.

- b) A person applying for restoration of his certificate as a cosmetology teacher which has been expired for 5 years or more shall submit an application on forms provided by the Department, along with:

- 1) verification of employment attesting to lawful teaching practice in another jurisdiction within the 5 years preceding application for restoration;
- 2) a certification from the appropriate licensing authority stating that said practice was authorized;
- 3) a complete work history showing all employment since the Illinois teacher license lapsed;
- 4) a completed restoration questionnaire;
- 5) a copy of the applicant's current Illinois cosmetologist license; and
- 6) the required fee.
- 7) If restoring after active military service, a copy of the applicant's DD-214 form, and the current renewal fee.
- 8) An applicant for restoration who has not maintained an active teaching practice in another jurisdiction shall submit official transcripts showing successful completion of a 250 hour

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cosmetology refresher course from an approved cosmetology school along with the required fee.

SUBPART E: COSMETOLOGY SCHOOLS

Section 1175.500 School Approval Application

- a) An applicant for a cosmetology school license shall submit a completed application to the Department with the following information and documentation:

- 1) a detailed floor plan consistent with the requirements of Section 1175.505 of this Part;
- 2) a copy of a lease showing at least a one year commitment to the use of the school site or certification of ownership of the proposed school site;
- 3) if owner is a corporation, a copy of the Articles of Incorporation;
- 4) if owner is a partnership, a listing of all partners and their current addresses;
- 5) a signed fire inspection report giving approval for use of the site as a school;
- 6) a completed financial statement of assets, liabilities and net worth showing the owner's ability to operate the school for at least 3 months as evidenced by the owner's signature certifying that the information is true;
- 7) a copy of the official student contract to be used by the school which shall be consistent with the requirements of Section 1175.510 of this Part;
- 8) a listing of all teachers, including their teacher license numbers, who will be in the school's employ;
- 9) a copy of the curricula which will be followed;
- 10) a copy of the school's official transcript; and
- 11) the required fee.

- b) When the above items have been received, the Department shall inspect the school premises, prior to school approval, to determine compliance with this Subpart. School operations shall not commence nor shall the school in any way solicit student enrollment, until the school has

received written notice of approval from the Department. Approval will be granted if all of the requirements of Subpart E have been met.

- c) Cosmetology schools shall only offer instruction in cosmetology and cosmetology teacher education.

Section 1175.505 Physical Site Requirements

a) Space Requirements

- 1) A school shall have a minimum of 1,000 square feet of work space for a maximum of 20 students. An additional 40 square feet of work space is required for each additional student if attendance exceeds 20 at any given time.
 - 2) Work space shall include: dispensary and laboratory area; work space shall not include classrooms, facial areas, rest rooms, halls, checkrooms, locker space, conference rooms, storage space, or other areas or facilities for school administration.
 - 3) A separate restroom for males and females shall be provided.
 - 4) Separate cloak space shall be provided which may be used both by students and the public.
 - 5) A public waiting area must be provided and separated from the work area.
 - 6) Schools shall provide a student lounge area which shall be separated from the work area.
 - 7) All areas of the school shall be ventilated and lighted.
 - 8) Licensed cosmetology schools will not be required to comply with these requirements. However, if an existing licensed school expands, it will be required to comply with subsection (a) above.
- b) Equipment Requirements - All equipment shall be in working condition and sufficient for the number of students enrolled. A school shall have the following equipment:
- 1) An entrance sign designating the name of the school.
 - 2) A school seal.
 - 3) A time clock or other equipment necessary for verification of attendance and hours earned.

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- 4) Two facial chairs to be placed in an enclosed or screened area. Facial chairs shall only be used for facials.
- 5) One facial supply cabinet containing astringents, lotions, creams, makeup and other necessary supplies for facials.
- 6) Four shampoo chairs and four shampoo bowls with adequate hot and cold running water.
- 7) One hood hair dryer for every 2 clinic stations.
- 8) Clinic station shall have at least 3 feet per student in the class including electrical outlets, mirror space, wet sanitizer and either a barber chair or styling chair.
- 9) Desk/table space and a chair for each student in the classroom.
- 10) Locker space for each student in attendance.
- 11) Adequate covered disposal cans placed at convenient locations.
- 12) One covered container for soiled towels for each 10 students in clinical work area.
- 13) Closed cabinets equipped for storing towels. Cabinets must have storage space for (10) dozen towels per 20 students in clinical work area.

- 14) One mannequin for each student in attendance.

c) Sanitary Regulations

- 1) Clean outer garments must be worn at all times. No open toed shoes shall be worn by students.
- 2) All instruments shall be sanitized before and after use on each patron.
- 3) Clean towels shall be used for each patron.
- 4) Shampoo bowls must be sanitized after each use.
- 5) Hands must be cleansed before and after serving each patron.
- 6) After serving each patron, combs and brushes must be cleansed, then immersed in a disinfectant, then rinsed in water and dried. Combs and brushes shall be kept in a closed container apart from appliances which have not been disinfected.

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- 7) The head rests of any chair shall be protected with a disposable cover and changed after each patron.
- 8) Non-disposable head coverings must be laundered and sanitized after each separate use.
- 9) All powders, lotions, creams, and other cosmetics shall be kept in clean, closed containers. All cosmetics shall be applied by sanitary applicators and removed from the container with a sanitary spatula.
- 10) No owner, manager, teacher, or school administrator shall knowingly permit any person suffering from a serious communicable disease as defined in 77 Ill. Adm. Code 690 to work on the premises, or knowingly permit a student to serve a patron with a serious communicable disease.
- 11) No animals or pets, except seeing eye dogs, shall be permitted on school premises.
- 12) The floors, walls and furniture shall be kept clean at all times.
- 13) An adequate supply of hot and cold running water shall be available for school operation.
- d) Textbooks/Teaching Materials - Textbooks shall be provided for each student in attendance.
- e) Teachers - The student/teacher ratio during clinical instruction shall not exceed a 20 to 1 ratio.

Section 1175.510 Student Contracts

- a) All student contracts used with students or prospective students by an approved cosmetology school shall be clearly labeled as a contract and shall include the following information:
 - 1) The name and address of the school;
 - 2) The date the contract is signed;
 - 3) The total cost of the course of instruction including any charges made by the school for tuition, books, materials, supplies, and other expenses;
 - 4) A clear and conspicuous statement that the contract is a legally binding instrument when signed by the student and accepted by the school;

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- 5) A clear and conspicuous statement that if an approved cosmetology school transfers any contract or interest in the contract to another party, the student has the same rights afforded to him or her by the transferee as by the transferor.

- 6) The contents of the following notice, in at least 10 point bold type:

"NOTICE TO THE STUDENT"

"Do not sign this contract before you read it or if it contains any blank spaces.

You are entitled to an exact copy of the contract you sign."

- 7) A clear and concise statement of the school's refund policy.

- b) The school shall comply with all applicable requirements of the Retail Installment Sales Act (Ill. Rev. Stat. 1987, ch. 121 1/2, pars. 501 et seq.) in its student contracts.

- c) No student contract shall contain a wage assignment provision or a confession of judgment clause.

- d) Any provision in a student contract that purports to waive the student's right to assert against the school, or any assignee, any claim or defense he may have against the school arising under the contract shall be void.

Section 1175.515 Advertising

All school advertising for patrons must conspicuously contain the words "Work Done Exclusively by Students" or "All Work Done by Students".

Section 1175.520 Recordkeeping - Transcripts

- a) Each school shall provide an official transcript showing the entire course work of each student. The official transcript shall contain the following information:

- 1) school's name and address;
- 2) school seal;
- 3) school license number;
- 4) signature of the owner, registrar or director of the school;
- 5) student's name, address, and social security number;
- 6) actual dates student attended;
- 7) subject areas, hours earned, and grades received;
- 8) any transfer hours citing the name and address of school

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- transferred from, subject areas, hours earned, and grades received;
- 9) final examination grades; and
 - 10) graduation date.

- b) The official transcript and school records for each student shall be permanently maintained by the school in the following manner:

- 1) If maintained on the school premises, they shall be maintained in a locked, fireproof cabinet. If official transcripts are maintained on a computer system, history tapes or discs of all official records must be stored in a locked, fireproof cabinet.

- 2) If records cannot be maintained on the premises in locked fireproof cabinets, duplicate student records, including the official transcripts, shall be maintained at a separate location which shall be made known to the Department. Such records shall be accessible to Department officials for inspection.

- c) A copy of the transcript shall be given to the student upon graduation or other permanent exit from the school provided the student has met all financial obligations set forth in the student contract set forth in Section 1175.510.

- d) All existing schools shall submit a sample of their official transcript to the Department within one year of the effective date of this Part. If the Department has not received the transcript, the school will be notified and will be given 60 days in which to comply before disciplinary action will be taken in accordance with Section 4-7 of the Act.

Section 1175.525 Recordkeeping - Hours Earned

- a) A complete and accurate record of hours of attendance for each student must be recorded and maintained by the school.

- b) If a time clock is used, each student shall punch his own time card. No student, teacher, or any other person shall punch the time card of another student. If a time clock is not used, there shall be another verifiable method used by the school to record student hours. The records must be in a form which allows the student to receive a report of hours earned. This report of hours earned shall be provided to the student on a monthly basis.

- c) Credit for hours earned away from the school premises shall be awarded only if students are supervised by a licensed instructor. Credit hours for outside study may include workshops, educational programs, films, and demonstrations.

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- d) Hours earned away from the school premises shall be recorded on school time forms. These forms shall include: the school seal, name of student, event or program attended, date attended, signature of student, signature of supervising, licensed instructor.
- e) Instructors shall review the hours earned by each student monthly. Each month the instructor shall issue a signed monthly report to the student showing the actual number of hours earned by the student.
- f) Time cards may be destroyed upon the student's permanent exit from the school and after all hours earned are recorded on the official transcript.
- g) An hour is not less than 50 nor more than 60 minutes of instruction.
- h) A licensed instructor shall supervise all classroom and practical study. No credit shall be given for unsupervised study.
- i) A cosmetology student is not permitted to serve the public until he has successfully completed a combination of the 150 hours of general theory and practical classroom instruction requirements specified in Section 1175.530(a)(1) of this Part.

Section 1175.530 Curriculum Requirements - Cosmetology

- a) Each licensed cosmetology school shall provide a minimum of 1500 hours of course instruction as follows:

- 1) General theory - 150 hours of classroom instruction in general theory shall be provided which shall be divided into the following subject areas:

tools and their use.....	15 hours
shampoo.....	5 hours
understanding chemicals and use.....	25 hours
types of hair.....	10 hours
sanitation.....	20 hours
hygiene.....	20 hours
skin diseases and conditions.....	20 hours
anatomy and physiology.....	20 hours
electricity.....	5 hours
ethics.....	10 hours

- 2) Practical chemical application - 100 hours of instruction, which shall be a combination of classroom instruction and hands on experience, shall be provided in the following subject areas:

permanent waving

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hair coloring and bleaching
hair relaxing
hair and scalp conditioning

- 3) Hair styling - 100 hours of instruction in hair styling, which shall be a combination of classroom instruction and hands on experience, shall be provided in the following subject areas:
- cutting
 - thinning
 - shaping
 - trimming
 - application of electrical/mechanical equipment
 - curling
 - hair treatments
- 4) Shop management and interpersonal relations - 100 hours of classroom instruction shall be provided in the following subject areas:
- labor law
 - workers' compensation
 - client relations
 - bookkeeping
 - marketing and merchandising
 - emergency first aid
 - right-to-know laws
 - pertinent state and local laws and rules
- 5) Facials and massage - 50 hours of instruction shall be provided.
- 6) Remaining required hours - the remaining 1000 hours of instruction shall consist of coordinated classroom and practical experience as follows:
- A) 450 hours of hair dressing (thinning, trimming, shaping, blow drying, all methods of curling, all types of hair and hair attachments, marcelling).
 - B) 400 hours of hair treatment (shampooing, scalp and hair conditioning, hair coloring and tinting, toning, rinsing, bleaching, permanent waving and relaxing, chemical safety, skin diseases and conditions).
 - C) 100 hours of sanitation, safety and shop management (personal grooming and hygiene, first aid, electrical devices, salesmanship management, math, bookkeeping, business ethics, labor law, workers' compensation laws, chemical safety and right-to-know).

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D) 50 Hours of related electives.

- b) All existing schools have one year from the effective date of this Part to comply with the requirements of this Section.

Section 1175.535 Curriculum Requirements - Cosmetology Teacher

- a) An approved school which intends to provide teacher training must utilize a teacher curriculum which includes a minimum of 1000 hours as follows:

- 1) 500 hours of Post-Graduate School Training which includes: all subjects in the basic cosmetology curriculum in Section 1175.530 including theory and practice. Presentation of material must include the concepts which are intended to be taught and the skills to be acquired during the various phases of basic education.
- 2) 20 hours of Educational Psychology which shall include, but not be limited to, topics in educational objectives, student characteristics and development, the learning process and an evaluation of learning which relates to teaching. This course shall be presented by a person qualified to teach educational psychology at the college level or a licensed cosmetology teacher who has completed a course of instruction which included the topics set forth above or an equivalent program. These hours shall be waived on behalf of cosmetology teacher students who have completed a course in Educational Psychology at an accredited college or university within the five years immediately preceding admission to the cosmetology teacher program.
- 3) 20 hours of Teaching Methods (Theory) which shall include, but not be limited to, topics in individual differences in learning, lesson planning and design, lesson delivery, assessment of learning performance, classroom management, student motivation and classroom climate. This course shall be presented by a person qualified to instruct in Teaching Methods - Secondary Level at a college or university or a licensed cosmetology teacher who has completed a course of instruction which included topics set forth above or an equivalent program. These hours shall be waived on behalf of cosmetology teacher students who have completed a course in Teaching Methods - Secondary Level at an accredited college or university within the five years immediately preceding admission to the cosmetology teacher program.
- 4) 150 hours of Application of Teaching Methods which includes: preparation and organization of subject matter to be presented on a unit by unit basis; and presentation of subject matter through application of varied methods (lecture, demonstration, testing and

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assignments). Presentations must provide teaching objectives to be accomplished and correlate theoretical with practical application.

- 5) 50 hours of Business Methods which include: Inventory, record keeping, interviewing, supplies, The Illinois Barber, Cosmetology and Esthetics Act of 1985 and 68 Ill. Adm. Code 1175.

- 6) 260 hours of Student Teaching under the direct supervision of an Illinois licensed teacher. The student teacher shall present theoretical and practical demonstrations to students in the basic curriculum.

- b) The approved curriculum for a 500 hour Teacher Training Course shall be based upon 2 years of practical experience and shall consist of the Teacher Training Curriculum outlined in Section 1175.535 with the exception of the 500 hours of Post-Graduate Training.

- c) All existing schools have one year from the effective date of this Part to comply with the requirements set forth in this Section.

Section 1175.540 Final Examination

- a) A school shall require each candidate for graduation to pass a final examination which shall test the student's theoretical and practical knowledge of the curriculum studied.

- b) The practical examination shall test the candidate's skills in the following areas:

- 1) hair cutting;
- 2) thermal curl and blow drying;
- 3) chemical permanent waving and relaxing; and
- 4) hair coloring and lightening.

- c) The examination shall be administered by the uniform application of standard performance criteria established by the school for each skill area. The standard performance criteria for each skill area shall be delineated in the examination records as specified in subsection (h), below.

- d) A passing score of 75 or greater shall be required on both the theoretical and practical portions of the final examination.

- e) The school shall allow each candidate for graduation at least three attempts to pass the final exam.

- f) The Department may monitor the administration of the final examination:

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- 1) as a result of a complaint received;
 - 2) for random sampling;
 - 3) to collect data; and/or
 - 4) when the failure rate on the licensure examination for school graduates is greater than 25%.
- g) The Department shall maintain records of each school's graduate failure rate on the licensing examination. The records shall reflect only first examination attempts for each graduate. The Department shall review the records on an annual basis to identify those approved schools which have an average annual failure rate greater than 25%. An average annual failure rate greater than 25% is grounds for school disapproval. The first annual review of the records shall commence one year from the effective date of this Part.
- h) The school shall maintain records of the final examination for a period of no less than 5 years in the manner prescribed in Section 1175.520 of this Part. These records shall include:
- 1) a copy of the final examination administered; and
 - 2) each student's examination grades.

Section 1175.545 Change of Ownership

- a) When the ownership of an approved school changes, the new owner shall, within 5 working days from the date title to the school is transferred, mail to the Department the following:
 - 1) An affidavit stating that the contract is contingent on a certificate being issued to the new owner. If this is not provided, the school must close on the date of the transfer and remain closed until a new certificate is issued;
 - 2) A signed and completed school application;
 - 3) A floor plan if any expansion is to be done by the new owner;
 - 4) A copy of a lease agreement showing at least a 1 year commitment or certification of school site ownership;
 - 5) A copy of the student contract which will be utilized by the new owner;
 - 6) If owner is a corporation, a copy of the Articles of Incorporation;
 - 7) If owner is a partnership, a listing of all partners and their addresses;

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- 8) A signed inspection report by the local fire inspection authority approving the school site;
 - 9) A complete financial statement of assets, liabilities and net worth showing the new owner's ability to operate the school for 3 months as evidenced by the owner's signature certifying that the information is true;
 - 10) If a name change is to also occur, the new owner must submit a sample of the new school seal and a photo of the new school sign; and
 - 11) The required fee.
- b) Once the above items have been received, the Department shall conduct an inspection prior to approval of the change of ownership. Approval will be granted if all of the requirements of Subpart E have been met.

Section 1175.550 Change of Location

- a) When the location of an approved school is changed, the school owner shall submit to the Department the following:
 - 1) Written notice to the Department at least 30 days in advance of the school site change;
 - 2) A signed and completed school application;
 - 3) A floor plan;
 - 4) A copy of a lease agreement showing at least a one year commitment or certification of ownership of school site;
 - 5) A signed inspection report by the local fire inspection authority approving the site; and,
 - 6) The required fee.
- b) Once the above items have been received, the Department shall inspect the premises to determine compliance with this Part. School operations shall not commence at the new location nor may the school in any way solicit student enrollment until the owners have received written notice of approval from the Department. Approval will be granted if all of the requirements of Subpart E have been met.
- c) If the change of location is due to natural destruction of the original premises, a temporary site may be used to teach theory classes only.

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- 1) The temporary site must be inspected prior to its use and must possess light and ventilation, tables and chairs for the number of students in a classroom, and must be clean.
- 2) The temporary site may be used for a period of 2 months. The 2 month period can be extended for good cause. Good cause includes, but is not limited to, unexpected delays in construction, delays in lease arrangements, or delays in equipment delivery.

Section 1175.555 Change of Name

When changing the name of a licensed school, a written request for a name change, along with the required fee specified in Section 1175.100, shall be mailed 30 days in advance of any name change. The Department shall then issue a new certificate. At the time of the change of name, all identifying signs and materials must be changed to conform with the new name on the school license.

Section 1175.560 Expansion

- a) Written notice shall be given to the Department 30 days prior to any expansion of an approved school.
- b) When the expansion will result in an off-site classroom location, a completed application must be submitted along with:

- 1) A detailed floor plan;
- 2) A copy of a lease showing at least a 1 year commitment to the use of the site or certification of ownership of the proposed site;
- 3) A signed fire inspection report giving approval for use of the site as a classroom location;
- 4) A statement from the school owner outlining the purpose of the classroom location;
- 5) A listing of any and all additional teachers who will be added to the teaching staff as a result of the expansion;
- 6) A financial statement of assets, liabilities and net worth which shall reflect the owner's assets and debts inclusive of costs incurred or to be incurred as a result of the expansion;
- 7) The required fee.
- 8) An off-site classroom location is defined as a separate classroom which is located within 5 miles of the main school site; and which

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serves to provide adequate space in which to train an overflow of students. A clinic may not be operated at an off-site classroom location. A school may establish only one off-site classroom location. All identifying signs and materials must reflect the name of the main school.

- c) When an on-site expansion is to accommodate an increased enrollment, a completed application shall be submitted along with:

- 1) a detailed floor plan;
- 2) a statement from the school owner outlining the purpose of the expansion;
- 3) a listing of any and all additional teachers who will be added to the teaching staff as a result of the expansion; and
- 4) the required inspection fee.
- d) Upon receipt of the above items, the Department shall inspect the expansion site to determine compliance with this Part. The site shall not be used until such inspection has occurred and the owner has received written notification of approval from the Department. Approval will be granted if all of the requirements of Subpart E have been met.

Section 1175.565 Discontinuance of Program

- a) The Department shall receive a minimum of 30 days written notice of a school's intent to discontinue its program. The notice shall include the exact location where the student records are to be stored.
- b) The school owner shall notify the Department in writing of the actual closing date of the school.
- c) All school records shall be maintained after the school closes.
- d) The school must continue to meet the requirements of the Act and this part until the actual closing date.
- e) Each student enrolled at the time of discontinuation must be provided an official transcript of all hours earned while enrolled in the program.

Section 1175.570 Withdrawal of Approval

- a) The Department may withdraw, suspend or place on probation, pursuant to 68 Ill. Adm. Code 1110, the approval of a school of cosmetology

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when the quality of the program has been affected by any of the following causes:

- 1) Gross or repeated violations of any provisions of the Act or this Part;
- 2) Fraud or dishonesty in furnishing transcripts or documentation for evaluation of the school;
- 3) Failure to meet the criteria for school approval in Section 1175.500;
- 4) Failure to administer the final examination as specified in this Part;
- 5) Failure to maintain final examination grades for each student and a master of the examination administered as specified in this Part;
- 6) Fraud or dishonesty in providing transcripts to students who have fulfilled all obligations under Section 1175.510.
- 7) Failure to provide transcripts to students.
- 8) A finding by the U.S. Office of Education or Illinois State Scholarship Commission that a school has misappropriated or misused grant or loan monies or has aided in obtaining such monies by providing fraudulent or untruthful information.

b) Performance Record on Licensing Examination

- 1) When a school's graduates have a 25% or greater failure rate on the licensing examination, Department approval of a school shall be reviewed pursuant to Section 1175.500.
- 2) The performance record by a school's graduates on the licensing examination as compared with the statewide performance record shall be considered by the Department when reviewing Department approval of a school.
- 3) The Department shall give written notice and a hearing pursuant to 68 Ill. Adm. Code 1110 when Department approval of a school is being reviewed.

SUBPART F: CONTINUING EDUCATION - COSMETOLOGY

Section 1175.600 Sponsor Approval

- a) Sponsor, as used in this Section, shall mean a person, firm,

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association, corporation, or any other group which has been approved and authorized by the Department to coordinate and present continuing education (CE) courses or programs.

- b) A sponsor shall file a sponsor application with the Department and certify that they will comply with all sponsor CE requirements set forth in Subpart F.
- c) A sponsor shall provide CE courses and programs which are organized programs of formal learning which contribute directly to a cosmetologist's knowledge and ability to perform his duties as a cosmetologist. A continuing education program or course must meet the following minimum requirements:
 - 1) A course or program shall include as its subject matter one or more of the following:
 - A) Advanced product chemistry and chemical interaction;
 - B) The use of machines for care of the face and skin;
 - C) Sanitary procedures;
 - D) Updated use of styling implements as they relate to applicable services under this Act;
 - E) Advanced knowledge of the anatomy of the skin, scalp, and hair;
 - F) Human relations/communications skills; and
 - G) Management and marketing.
 - 2) All programs shall be developed and presented by persons with education training and/or practical experience in the subject matter to be presented.
 - 3) All programs must include a student evaluation of both the instructor and the course.
 - 4) All programs shall specify the course objectives, content, prerequisites, requirements, and the number of CE hours to be earned. Such information shall be specified in all promotional materials.
 - 5) All sponsors shall verify attendance at each CE course or program. A record of attendance shall be kept for no less than 5 years. Sponsors shall give each successful participant a record of completion at the end of the course or program. All records

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shall include the following information: name, address, identification number of participants, course title, CE hours awarded, date of course, name of instructor, and name of sponsor.

Section 1175.605 Department Supervision

- a) The Department shall audit sponsors and their programs upon written complaint or allegation that the sponsor has not fully complied with the requirements of this Subpart.
- b) A sponsor's approval will be terminated if the sponsor fails to provide information to the Department to ascertain compliance with this Subpart.
- c) Upon failure of any sponsor to comply with the requirements of this Subpart, the Department shall issue a written notification to the sponsor that it must remedy its non-compliance prior to providing further approved courses.

Section 1175.610 Credit Hours

- a) An approved CE program hour shall include at a minimum 50 minutes of actual class time, exclusive of time devoted by participants to pre-class or post-class preparation.
- b) Courses completed at a university or college shall receive 15 CE credit hours for each semester hour or 10 CE hours for each quarter hour of school credit awarded.
- c) A licensee (cosmetologist or cosmetology teacher) who serves as an instructor, speaker, or discussion leader of an approved course shall be allowed CE credit for actual presentation time. Preparation time shall receive 1 hour credit for each 2 hours of actual presentation time. Preparation time for repetitious presentations of the same course shall not receive credit. No more than 10 hours of credit can be earned under this Section during any renewal period.
- d) Credit will be awarded for successful completion of courses taken pursuant to continuing education requirements in another state. Credit hours will be awarded as stated in subsections (a), (b), and (c) above.

Section 1175.615 Waiver of Continuing Education Requirements

- a) Any renewal applicant seeking renewal of his license or certificate without having fully complied with these CE requirements shall file with the Department a renewal application along with the required renewal fee, a statement setting forth the facts concerning such

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noncompliance, a request for waiver of the CE requirements on the basis of such facts and, if desired, a request for an interview before the Committee. If the Department finds from such statement or any other evidence submitted or upon a recommendation of the Committee, that good cause has been shown for granting a waiver of the CE requirements, or any part thereof, the Department shall waive enforcement of such requirements for the renewal period for which the applicant has applied.

- b) Good cause shall be defined as an inability to devote sufficient hours to fulfilling the CE requirements during the applicable prerenewal period because of:
 - 1) full-time service in the armed forces of the United States of America during a substantial part of such period;
 - 2) an incapacitating illness documented by a currently licensed physician; or
 - 3) hardship as defined in Section 3-7 of the Act:
- A) the licensee resides in a locality where it is demonstrated that the absence of opportunities for such education would interfere with the ability of the licensee to provide services to the public.
- B) that to comply with the continuing education requirements would cause a substantial financial hardship on the licensee.
- c) If an interview is requested at the time the request for such waiver is filed with the Department, the renewal applicant shall be given at least 20 days written notice of the date, time and place of such interview by certified mail, return receipt requested.

DEPARTMENT OF PROFESSIONAL REGULATION
NOTICE OF ADOPTED REPEALER1) Heading of the Part: Beauty Culture Act2) Code Citation: 68 Ill. Adm. Code 11803) Section Numbers: Adopted Action:

1180.10 Repealed
1180.20 Repealed
1180.30 Repealed
1180.40 Repealed
1180.50 Repealed
1180.60 Repealed
1180.65 Repealed
1180.70 Repealed
1180.80 Repealed
1180.90 Repealed
1180.95 Repealed
1180.100 Repealed
1180.110 Repealed
1180.120 Repealed
1180.130 Repealed
Appendix A Repealed
Appendix C Repealed

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111, par. 1801 et seq.5) Effective Date of Repealer: November 29, 19886) Does this rulemaking contain an automatic repeal date? No7) Does this Repealer contain incorporations by reference? No8) Date Filed in Agency's Principal Office: November 29, 19889) Date Notice of Proposal Published in Illinois Register: November 30, 1987, 11 Ill. Reg. 1921210) Has JCAR issued a Statement of Objections to this (these) rule(s)? No11) Difference(s) between proposal and final version: This repealer was proposed as Part 180. Due to the Department name change, these rules were recodified January 1, 1988, as Part 1180.12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes13) Will this Repealer replace an Emergency Repealer currently in effect? No14) Are there any Amendments pending on this Part? No

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED REPEALER

15) Summary and Purpose of Repealer: The Beauty Culture Act was repealed by P.A. 81-999, effective December 31, 1985. New rules regulating cosmetology have been adopted under Part 1175 The Barber, Cosmetology and Esthetics Act of 1985. (See this issue of the Illinois Register.)16) Information and questions regarding this repealed part shall be directed to:

Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, IL 62786
217/785-0800

DEPARTMENT OF PROFESSIONAL REGULATION
NOTICE OF ADOPTED REPEALER

- 1) Heading of the Part: Illinois Barber Law
- 2) Code Citation: 68 Ill. Adm. Code 1170
- 3) Section Numbers: Adopted Action:
- | | |
|----------|----------|
| 1170.10 | Repealed |
| 1170.20 | Repealed |
| 1170.30 | Repealed |
| 1170.40 | Repealed |
| 1170.50 | Repealed |
| 1170.60 | Repealed |
| 1170.70 | Repealed |
| 1170.80 | Repealed |
| 1170.90 | Repealed |
| 1170.100 | Repealed |
| 1170.110 | Repealed |
| 1170.120 | Repealed |
| 1170.130 | Repealed |

- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111, par. 1601 et seq.
- 5) Effective Date of Repealer: November 29, 1988
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this Repealer contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office:
- 9) Date Notice of Proposal Published in Illinois Register: November 30, 1987, 11 Ill. Reg. 19242
- 10) Has JCAR issued a Statement of Objections to this (these) rule(s)? No
- 11) Difference(s) between proposal and final version: This repealer was proposed as Part 170. Due to the Department name change, these rules were recodified January 1, 1988, as Part 1170.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this Repealer replace an Emergency Repealer currently in effect? No
- 14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Amendment: The Illinois Barber Law was repealed by P.A. 81-999, effective December 31, 1985. New rules regulating barbers are being adopted under Part 1175 The Barber, Cosmetology and Esthetics Act of 1985. (See this issue of the Illinois Register.)

ILLINOIS REGISTER
DEPARTMENT OF PROFESSIONAL REGULATION
NOTICE OF ADOPTED REPEALER

- 16) Information and questions regarding this repealed part shall be directed to:

Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, IL 62786
217/785-0800

DEPARTMENT OF TRANSPORTATION

NOTICE OF ADOPTED RULES

- 1) Heading of Part: Floodway Construction in Northeastern Illinois

2) Code Citation: 92 Ill. Adm. Code 708

3) Section Numbers: Adopted Action:
 708.110, 708.20, 708.30, New Section
 708.40, 708.50, 708.60, New Section
 708.70, 708.80, 708.90, New Section
 708.100, 708.110, 708.120, New Section
 708.130, 708.140, 708.150, New Section
 708.160, 708.170, 708.180 New Section
 708.190

- 4) Statutory Authority: Implementing and authorized by Section 18g of "AN ACT in relation to the regulation of rivers, lakes and streams of the State of Illinois" (Ill.Rev.Stat. 1987, ch. 19, par. 65g)

5) Effective date of rules: November 29, 1988

- 6) Does this rulemaking contain an automatic repeal date? No

7) Does this rule contain incorporations by reference?

Yes. These conform to Section 6.02(a) of the I.A.P.A.

8) Date filed in agency's principal office: November 22, 1988

9) Notice of proposal published in Illinois Register:

March 18, 1988, 12 Ill. Reg. 5200

- 10) Has JCAR issued a Statement of Objections to these rules? No

11) Differences between proposal and final version:

The heading in Section 708.140 has been reworded.

A new Section 708.190, Effective Date, has been added at the suggestion of the Joint Committee on Administrative Rules.

The Authority Note has been updated to reflect the incorporation of P.A. 85-905 into the Illinois Revised Statutes.

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Statutory citations have been updated throughout the rule.
 In Section 708.20, Definitions, the Department has included a definition of the "Act."

In Section 708.20, a definition of "Hydraulically Significant" has been added.

The definition of "100-Year Floodway" has been incorporated into the definition of "Regulatory Floodway."

In Section 708.20, the definition of "FEMA," a reference to the Code of Federal Regulations has been added.

A definition of "Public Flood Control Project" has been added to Section 708.20.

The definition of "Conditional Approval of a Regulatory Floodway Map Charge" has been reworded in Section 708.20.

A new sentence was added at the end of the definition of "Conditional Approval of a Regulatory Floodway Map Charge" in Section 708.20.

A definition of "Registered Land Surveyor" has been added at Section 708.20.

A definition of "Registered Professional Engineer" has been added at Section 708.20.

A definition of "Transition Section" has been added to Section 708.20.

In Section 708.30(b), Jurisdiction, the phrase "are specifically exempt from this Part" has been removed.

In Section 708.30(c), language has been added for clarification purposes.

A sentence was added at the end of Section 708.40(a).

A sentence has been added at the end of Section 708.40.

The word "regulatory" has been added in front of "floodway" throughout the rule.

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The word "can" has been deleted from Section 708.60(d) and replaced with the word "will."

The Department deleted "or N.G.V.D. (National Geodetic Vertical Datum)" from Section 708.60(e).

The Department deleted "by more than 10%" from Section 708.70(b)(2).

The word "consist of" was inserted in place of the word "include" in the second line of Section 708.70(c).

The Department added "or water quality or habitat for fish and wildlife (e.g. Section 708.80(a)(3) and Section 708.80(a)(4)" to Section 708.70(c)(1).

The word "Detached" was added to Section 708.70(c)(6).

The word "sidewalks" was added to Section 708.70(c)(7).

In Section 708.70(c)(8), the following phrase was added: ("where depth of flooding at the 100-year frequency flood event will not exceed 1.0 foot)."

The Department deleted "minor floodway regrading to facilitate drainage" from Section 708.70(c)(9) and replaced it with "floodway regrading, without fill, to create a positive slope toward a watercourse."

The Department added at the end of Section 708.70(c)(10), the following: "such as but not limited to constructing water tight window wells, and elevating;."

In Section 708.70(d), the Department deleted the word "certified" and inserted the word "stated" in its place. Also, the Department added the phrase "or in the case of a federal project, by the federal agency:" at the end of Section 708.70(d).

The Department rewrote Section 708.70(d)(2)(A) to read: "The proposed structure, including approach roads, does not result in an increase in upstream stages for normal and flood flows when compared to the existing structure."

The Department deleted the phrase "and submitted to the Department for concurrence" from Section 708.70(d)(2)(C).

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In Section 708.70(d)(2)(C)(i), the Department deleted "head loss" and replaced it with "increase in upstream flood profile."

The Department changed the word "should" to "shall" in Section 708.70(d)(2)(C)(ii).

The Department added a reference to another subsection, and added a sentence to Section 708.70(d)(2)(C)(iii).

The Department added the phrase "In the case of bridge or culvert reconstruction and modification" to Section 708.70(d)(3).

The Department changed the word "should" to "shall" in Section 708.70(d)(3)(B).

In Section 708.70(d)(4), the Department changed "0.1" to "0.0."

The Department added the following to Section 708.70(d)(5)(A): "(See Open Channel Hydraulics, Ven Te Chow, 1959 edition, McGraw-Hill Book Company, New York, New York. This incorporation does not include any later editions or amendments)."

In Section 708.70(d)(5)(B), the Department added the following phrase ". . . or the land cover is changing from a vegetative to a non-vegetative land cover."

The Department rewrote the second sentence of Section 708.70(d)(5)(C) to read: "The following expansion and contraction ratios shall be used unless an applicant's engineer can prove to the Department through engineering calculations and model tests that more abrupt transitions may be used with the same efficiency."

The word "effective" was deleted from Section 708.70(d)(6).

The Department inserted the following in the last sentence of Section 708.70(d)(6): "through a determination of flood discharges and water surface elevators."

The Department inserted the words "the average" in the first sentence in Section 708.70(d)(7).

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The Department deleted the following in Section 708.70(d)(7): "...or be increased beyond the scour velocities of the channel and floodway soils unless scour, erosion and sedimentation will be prevented by the use of rip-rap or other design measures."

The Department rewrote Section 708.70(d)(8) to read: "When excavation is proposed in the design of bridges and culvert openings, including the modifications to and replacement of existing bridge and culvert structures, or to compensate for lost conveyance for other appropriate uses, transition sections for the excavation must be provided. The following expansion and contraction ratios shall be used unless an applicant's engineer can prove to the Department through engineering calculations and model tests that more abrupt transitions may be used with the same efficiency."

The Department deleted the word "impacted" and replaced it with "affected" in Section 708.70(d)(9).

The Department deleted "flood study profile" from Section 708.70(d)(9) and replaced it with "100-year frequency flood elevations of the regulatory floodway."

The Department inserted after the word "If", in Section 708.70(d)(10) the following: "an applicant learns from the Department, local government or a private owner that." The Department also moved the phrase "within the next five years" to after the word "built" in Section 708.70(d)(10).

The Department changed the word "should" to "shall" in Section 708.70(d)(11).

The Department added to Section 708.70(d)(11) the following sentence: "Compensation of lost storage and conveyance will not be required for flood proofing activities."

The Department deleted, in Section 708.70(d)(12): "For regional flood control projects designed to reduce flood elevations" and inserted in its place: "For public flood control projects."

The Department inserted in Section 708.70(d)(13) the following phrase: "...be issued a conditional regulatory floodway may. . . ."

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The Department added at the end of Section 708.70(d)(13) the following language: "However, the final regulatory floodway map will not be changed by the Department until as-built plans are submitted and accepted by FEMA and the Department. In the case of non-government projects, the municipality in incorporated areas and the county in unincorporated areas must concur with the proposed conditional regulatory floodway map revision before Department approval can be given."

The Department added at Section 708.70(d)(14) the following phrase: "...except in the case of a federal project."

The Department added at Section 708.80(a), the words "frequency flood" and "by the Department."

The Department inserted after the word "shown," in Section 708.80(a)(1), "by the applicant's engineer."

The Department inserted at the end of Section 708.80(a)(1), "based upon a review of physical data or the mathematical model."

The Department inserted the word "public" in front of "flood control project" in Section 708.80(a)(3).

The Department rewrote Section 708.80(a)(4) as follows:

"The unit of local government exercising zoning control over an area within its corporate limits proposes or concurs in the proposal that the floodway storage or conveyance be relocated to facilitate development and a unit of local government will either:

- A) Assume responsibility to operate and maintain any modifications or improvements made to relocate the floodway; or
- B) Have the right and will agree, upon default of the party primarily responsible for such operation and maintenance, to undertake such operation and maintenance."

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The Department added to Section 708.80(b) the following:
"The Department will review the technical evidence to determine the correctness of the delineation."

The Department added the following language at Section 708.80(c)(4): "A notice of such regulatory floodway map change is recorded with the affected parcel in the county recorder's office."

The first line of Section 708.80(f) was reworded to read:
"All field surveys as required by this Part shall be conducted under the supervision of."

The Department added language at Section 708.80(f) as follows: ". . . or in the case of a federal project, by the federal agency and shall be so sealed or stated."

The Department reworded Section 708.90(b)(3) as follows:

"The municipality or county has enacted an ordinance which requires that all proposed regulatory floodway projects are reviewed under the supervision of a registered professional engineer under the employ or contract of the municipality or county and, in the case of appropriate uses, so stated in writing by that registered professional engineer to meet the specific requirements of Section 708.70."

The Department changed "shall" to "may" in Section 708.90(c).

The Department added the phrase ". . . for the appropriate use" at the end of Section 708.90(d).

The Department removed the word "designated" from Section 708.90(e).

The Department changed the reference to the subsection in Section 708.90(h).

The Department changed "may" to "will" in Section 708.90(h).

The Department deleted the phrase "as indicated in" in Section 708.90(i)(3) and replaced it with "pursuant to."

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The Department changed the word "may" to "will" in two places in Section 708.100(a).

The Department added at Section 708.110(a)(1)(B) the following:

"of the property, drawn to scale, on the regulatory floodway map, indicating whether it is proposed to be in an incorporated or unincorporated area;"

The Department removed the reference to the National Geodetic Vertical Datum in Section 708.110(b)(1)(B).

The Department deleted "when applicable" and replaced it with the following in Section 708.110(b)(1)(B): "when proposed construction is along a commercially navigated body of water."

The Department added the following at Section 708.110(b)(1)(E), "A copy of the regulatory floodway map, marked to reflect any proposed change in the regulatory floodway location."

The Department rewrote Section 708.120(a) as follows: "The Department will issue public notices for proposed regulatory floodway map revisions and projects in public waters."

The Department added language at Section 708.120(b)(3) as follows: ". . . including the Northeastern Illinois Planning Commission;"

The Department inserted the words "proposed regulatory," and deleted the words "or a variance request" in Section 708.130.

The Department deleted the word "appropriate" in Section 708.130 and replaced it with "timely."

The Department inserted "pursuant to Section 708.70 and Section 708.110" in Section 708.140(a).

The Department deleted the phrase "agreed to" in Section 708.140(a) and replaced it with "requested."

The Department rewrote Section 708.140(b) as follows:

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"The Department will issue an emergency permit after receipt of a properly executed application form (including an explanation of why the work to be performed is of an emergency nature) and plan sheets describing the work if harm to life or loss of property is likely to occur if initiation of the activity is delayed. An applicant for an emergency permit is deemed to have agreed to make modifications, at his or her own expense, required by the Department if the work does not comply with Section 708.70, based upon completion of a review and on comments received during the public comment period, to bring the activity into compliance with this Part."

In Section 708.140(c), the Department inserted the words "be valid until."

The Department deleted the word "applicable" in Section 708.140(d).

The Department deleted the words "approved June 10, 1911," from Section 708.150(a)(1).

The Department added the phrase ". . . adhere to the National Flood Insurance Program flood plain development regulations. . ." to Section 708.150(a)(4).

The Department inserted in the second sentence in Section 708.150(a)(5), after "materials" the following: "and if the structure or materials cause an obstruction to normal and flood flows and a loss of flood storage." The Department changed "may" to "will" in Section 708.150(a)(5), in the second sentence.

The Department added ". . . or their designee. . ." to Section 708.150(a)(6).

The Department changed "may" to "will" in Section 708.160.

The Department changed "may" to "will" in Section 708.170.

The citation to the Administrative Review Law in Section 708.180 has been corrected.

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The Department added a new Section 708.190 which will read: "Applications for permit received subsequent to the effective date of this Part will be reviewed pursuant to the provisions of this Part."

The Department deleted, in Section 708.10(c), one of the parenthesises and closed the quotes around the title of the Act in this Section.

The Department deleted, in Section 708.70(d)(6), the sentence "Floodway storage list above the existing 10-year flood elevation must be replaced above the proposed 10-year flood elevation" the first time it occurred.

The Department deleted the first "engineer" in Section 708.90(b)(3).

In Section 708.140(a), the Department corrected the citation to read "Section 708.110."

The Department rewrote the Section 708.70(d)(9) to avoid using the word "impact" as a verb.

The Department amended Section 708.80(a)(4) to read:

"4) The unit of local government exercising zoning control over an area within its corporate limits proposes or concurs in the proposal that the floodway storage or conveyance be relocated to facilitate development and a unit of local government will either:

A) Assume responsibility to operate and maintain any modifications or improvements made to relocate the floodway; or

B) Have the right and will agree, upon default of the party primarily responsible for such operation and maintenance, to undertake such operation and maintenance."

The Department amended Section 708.70(c)(1) to read:

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- "1) FLOOD CONTROL STRUCTURES, DIKES, DAMS AND OTHER PUBLIC WORKS OR PRIVATE IMPROVEMENTS RELATING TO THE CONTROL OF DRAINAGE, FLOODING OR EROSION (Section 18g of the Act) or water quality or habitat for fish and wildlife (e.g., Section 708.80(a)(3) and (a)(4))."

The Department amended, in Section 708.80(a)(3), the term "regional flood control project(s)" to "public flood control project(s)."

The Department, in Section 708.120(a), placed the word "proposed" immediately before the phrase "regulatory floodway map."

The Department, in Section 708.130, placed the word "proposed" immediately before the phrase "regulatory floodway map."

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued to JCAR? Yes

- 13) Will this rule replace an Emergency Rule currently in effect? No

- 14) Are there any amendments pending on this Part? No

- 15) Summary and purpose of rules:

In October of 1986, and again in August of 1987, Northeastern Illinois suffered severe flooding. The Governor convened a task force in September of 1987 to develop solutions to the area's flooding problems. The immediate result of the task force work was P.A. 85-905 which became effective November 18, 1987. Section 2 of P.A. 85-905 prohibits new construction in the designated floodways of Northeastern Illinois, except for appropriate uses as defined in the Statute or by rule by the Department of Transportation. It also requires the Department to define the floodway issue permits for appropriate uses in floodways, and allows for the delegation of permit issuance to municipalities and counties.

To define floodways, the Department will use existing floodway maps prepared by the Department and the Federal

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Emergency Management Agency. A list of the floodway maps will be kept by the Department and that list will be given to each municipality or county for areas within their jurisdiction. Before a permit may be issued for construction in a floodway, it must meet a two part test. First, the proposed construction must be an appropriate use and secondly, it must not increase flood heights or reduce the ability of the floodway to convey and store flood waters. The Department has a procedure for updating floodway maps if changes occur. Whenever possible, the Department will delegate its permitting authority for appropriate use to municipalities and counties participating in the National Flood Insurance Program, except in the case of federal, State or local floodway projects. Violations are generally expected to be handled by municipalities and counties under their local ordinances with technical assistance from the Department. The Department is given authority to issue general and regional permits for minor floodway construction, as needed, to reduce the Department's regulatory staff needs.

- 16) Information and questions regarding these adopted rules shall be directed to:

Ms. Karen C. Kabbes, Head
Northern Technical Analysis & Regulation Unit
Division of Water Resources
Department of Transportation
201 W. Center Court
Schaumburg, Illinois 60196
(312) 705-4341

The full text of the Adopted Rules begins on the next page:

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TITLE 92: TRANSPORTATION
CHAPTER I: DEPARTMENT OF TRANSPORTATION
SUBCHAPTER I: WATER RESOURCES

PART 708

FLOODWAY CONSTRUCTION IN NORTHEASTERN ILLINOIS

Section

708.10 Purpose

708.20 Definitions

708.30 Jurisdiction

708.40 General Provisions

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708.60 Delineation of the Regulatory Floodway

708.70 Permitting Appropriate Uses of the Floodway

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708.110 Permit Application

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708.130 Public Hearings

708.140 Time to Permit Issuance; Emergency Authorizations; Duration; Revisions

708.150 Permit Conditions

708.160 General Permits

708.170 Regional Permits

708.180 Final Administrative Decision

708.190 Effective Date

AUTHORITY: Implementing and authorized by Section 18g of "AN ACT in relation to the regulation of rivers, lakes and streams of the State of Illinois" (Ill. Rev. Stat. 1987, ch. 19, par. 65g).

SOURCE: Adopted at 12 Ill. Reg. 20547, effective November 29, 1988

NOTE: Capitalization denotes statutory language.

Section 708.10 Purpose

The purpose of this Part is to provide rules governing construction and filling in the regulatory floodway of rivers, lakes and streams of Cook, DuPage, Kane, Lake, McHenry and Will Counties, excluding the City of Chicago so that PERIODIC INUNDATION will not:

- a) POSE A DANGER TO THE GENERAL HEALTH AND WELFARE OF THE USER;
- b) REQUIRE THE EXPENDITURE OF PUBLIC FUNDS;

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- c) Require THE PROVISION OF PUBLIC RESOURCES OR DISASTER RELIEF SERVICES (Section 18g of "AN ACT in relation to the regulation of the rivers, lakes and streams of the State of Illinois" (Ill. Rev. Stat. 1987, ch. 19, par. 65g)); and

- d) Result singularly or cumulatively in greater flood damages or potential flood damages due to increases in flood stage or velocities or loss of flood storage.

Section 708.20 Definitions

Unless specifically defined in this Section, words and phrases used in this Part shall be interpreted so as to give them the meaning they have in common usage.

"Act" "AN ACT in relation to the regulation of the rivers, lakes and streams of the State of Illinois" (Ill. Rev. Stat. 1987, ch. 19, par. 52 et seq.).

"Applicant" Any person or agency as defined in Sections 3.01 and 3.07 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, pars. 1003.01 and 1003.07) which submits an application under this Part.

"Application" An application for a permit to authorize new construction in a regulatory floodway as required by this Part.

"Appropriate Use" See Section 708.70.

"Building" A structure that is principally above ground and is enclosed by walls and a roof. This term includes a gas or liquid storage tank, a manufactured home, or a prefabricated building. This term also includes recreational vehicles and travel trailers to be installed on a site for more than 180 days.

"Conditional Approval of a Regulatory Floodway Map Change" Preconstruction approval by the Department and FEMA of a proposed change to the floodway map. This preconstruction approval, pursuant to this Part, gives assurances to the property owner that once an appropriate use is constructed according to permitted plans, the floodway map can be changed, as previously agreed, upon review and acceptance of as-built plans. The Department will accept as-built plans which show the project was built in accordance with the permitted plans.

"Department" The Illinois Department of Transportation.

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"Division" The Illinois Department of Transportation, Division of Water Resources.

"FEMA" Federal Emergency Management Agency and its regulations at 44 CFR 65 effective as of October 1, 1988. This incorporation does not include any later editions or amendments.

"Flood Fringe" That portion of the flood plain outside the regulatory floodway.

"Flood Plain" That land adjacent to a body of water with ground surface elevations at or below the 100-year frequency flood elevation.

"Hydraulically Significant" The length of a hydraulically significant portion of watershed is determined by three factors; the drainage area of the watershed, the amount of flood plain storage in the regulatory floodway of the stream, and the impact flood plain storage has on reducing downstream flood heights. For example, on a stream with a small drainage area, with little flood plain storage, and little downstream impact, only one municipality may have to require effective compensatory storage. On larger streams, several communities may be involved.

"New Construction" THE CONSTRUCTION OF ANY NEW BUILDING OR STRUCTURE OR THE PLACEMENT OF ANY FILL, MATERIAL, OR STRUCTURE OR REGRADING BUT DOES NOT INCLUDE THE REPAIR, REMODELING, OR MAINTENANCE OF BUILDINGS OR STRUCTURES IN EXISTENCE ON NOVEMBER 18, 1987 (Section 18g of the Act).

"Public Flood Control Project" A flood control project which will be operated and maintained by a public agency to reduce flood damages to existing buildings and structures which includes a hydrologic and hydraulic study of the existing and proposed conditions of the watershed. Nothing in this definition or this Part shall preclude the design, engineering, construction or financing, in whole or in part, of a flood control project under this Part by persons or parties who are not public agencies.

"Registered Land Surveyor" A land surveyor registered in the State of Illinois, under The Illinois Land Surveyors Act (Ill. Rev. Stat. 1987, ch. 111, pars. 3201-3234).

"Registered Professional Engineer" An engineer registered in the State of Illinois, under The Illinois Professional Engineering Act (Ill. Rev. Stat. 1987, ch. 111, pars. 5101-5137).

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"Regulatory Floodway" THE CHANNEL AND THAT PORTION OF THE FLOODPLAIN ADJACENT TO A STREAM OR WATERCOURSE AS DESIGNATED BY THE DEPARTMENT PURSUANT TO SECTION 18g OF THE ACT, WHICH IS NEEDED TO STORE AND CONVEY THE ANTICIPATED FUTURE 100-YEAR FREQUENCY FLOOD DISCHARGE WITH NO MORE THAN A 0.1 FOOT INCREASE IN STAGE DUE TO THE LOSS OF FLOOD CONVEYANCE OR STORAGE, AND NO MORE THAN A 10% INCREASE IN VELOCITIES (SECTION 18g OF THE ACT).

"Repair, Remodeling or Maintenance" Construction activities which do not result in any increases in the outside dimensions of a building or any changes to the dimensions of a structure.

"Structure" The results of a man-made change to the land constructed on or below the ground, including the construction, reconstruction or placement of a building or any addition to a building; installing a manufactured home on a site, preparing a site for a manufactured home or installing a travel trailer on a site for more than 180 days; installing utilities, construction of roads or similar projects; construction or erection of levees, walls, fences, bridges or culverts; drilling, mining, filling, dredging, grading, excavating; and the storage of materials.

"Transition Section" Reaches of the stream or floodway where water flows from a narrow cross-section to a wide cross-section or vice versa.

Section 708.30 Jurisdiction

a) Activities Requiring a Permit Under This Part

The following activities are subject to this Part and require a permit from the Department: NEW CONSTRUCTION WITHIN THE REGULATORY FLOODWAYS IN COOK, DUPAGE, KANE, LAKE, MCHEERY AND WILL COUNTIES, EXCEPT FOR THOSE AREAS WHICH ARE WITHIN THE CITY OF CHICAGO (Section 18g of the Act).

b) Exempted Activities

The following activities are specifically exempt from this Part: REPAIR, REMODELING OR MAINTENANCE OF BUILDINGS OR STRUCTURES IN EXISTENCE AS OF NOVEMBER 18, 1987, (Section 18g of the Act).

c) Government Activities

Activities of the Department and all other state, federal and

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local units of government such as drainage districts, school districts, park districts, forest preserve districts, must comply with this Part.

Section 708.40 General Provisions

- a) It is not the intention of this Part to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. Where this Part imposes more stringent restrictions than existing easements, covenants, or deed restrictions, the provisions of this Part shall prevail.
- b) In their interpretation and application, the provisions of this Part shall be held to be minimum requirements and shall not be deemed a limitation or repeal of any other State Statutes or rules or Department programs. For example, if the Department owns land to which these rules apply, lessees may be required to meet lease restrictions on proposed construction activities in addition to this Part.
- c) This Part shall not create liability on the part of the Department or any officer or employee thereof for any flood damages that result from reliance on this Part or any administrative decision lawfully made thereunder.
- d) If any part of this Part is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Part shall not be affected thereby.

Section 708.50 Regulatory Floodway Maps

The Department will compile and keep a list of all regulatory floodway maps it has designated. The list will indicate the source and date of each designated map. Each municipality and county will be given a list of designated regulatory floodway maps in effect in its jurisdiction. A copy of the list will be available for inspection in the Division's offices at 201 West Center Court, Schaumburg, Illinois, and 2300 South Dirksen Parkway, Springfield, Illinois.

Section 708.60 Delineation of the Regulatory Floodway

- a) The regulatory floodway is defined based on a flood event that has a one percent chance of occurring in any given year or an expected 100-year recurrence interval based on anticipated future land use of the watershed. The anticipated future land use is based on adopted local and regional land use plans.

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- b) The boundary of the regulatory floodway is portrayed on Department regulatory floodway maps. To locate the regulatory floodway boundary on any site, the regulatory floodway map and located on a site plan, scaled off the regulatory floodway map and located on a site plan, using reference marks common to both maps. Where interpretation is needed to determine the exact location of the regulatory floodway boundary, the Division should be contacted for the interpretation.
- c) The regulatory floodway boundaries are determined by hydraulic and hydrologic analyses, which calculate that portion of the flood plain which must be preserved to store and discharge floodwaters without causing damaging or potentially damaging increases in flood stage and flood velocities or loss of flood storage which would result singularly or cumulatively in more than a 0.1 foot increase in flood stage or a 10% increase in velocity.
- d) The need to preserve storage when defining the regulatory floodway will be waived by the Department if all the municipalities and counties along a hydraulically significant portion of the watershed require effective compensatory storage for all construction and fill in the 100-year frequency flood plain. Effective compensatory storage requires flood plain storage volumes be replaced at the same flood frequency event as previously existed. Additionally, legal assurances such as easements must be provided so that the compensatory storage site will remain open to the stream system in order to allow flood waters to reach it.
- e) Determination of the flood elevation at any point along the stream shall be made from the flood profile. All elevations shown on the regulatory floodway map and on the associated flood profiles shall refer to Mean Sea Level (1929 adjustment).

Section 708.70 Permitting Appropriate Uses of the Regulatory Floodway

- a) The Department will issue permits for appropriate uses of the regulatory floodway of which PERIODIC INUNDATION WILL NOT POSE A DANGER TO THE GENERAL HEALTH AND WELFARE OF THE USER OR REQUIRE THE EXPENDITURE OF PUBLIC FUNDS OR THE PROVISIONS OF PUBLIC RESOURCES OR DISASTER RELIEF SERVICES, (Section 18g of the Act) or result in increased flood stages due to the singular or cumulative loss of regulatory floodway storage or regulatory floodway conveyance or increase in flood velocities.

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- b) To receive a permit for work in the regulatory floodway, the proposed construction shall meet two criteria:
- 1) The proposed construction shall be an appropriate use of the regulatory floodway as defined in this subsection (c); and
 - 2) The proposed construction shall not reduce the regulatory floodway storage or conveyance and shall not increase regulatory floodway velocities.
- c) Appropriate uses of the regulatory floodway that will be considered for permit issuance consist of construction, modification, repair, or replacement of:
- 1) FLOOD CONTROL STRUCTURES, DIKES, DAMS AND OTHER PUBLIC WORKS OR PRIVATE IMPROVEMENTS RELATING TO THE CONTROL OF DRAINAGE, FLOODING OR EROSION (Section 18g of the Act) or water quality or habitat for fish and wildlife (e.g. Section 708.80(a)(3) and Section 708.80(a)(4));
 - 2) STRUCTURES OR FACILITIES RELATING TO THE USE OF, OR REQUIRING ACCESS TO, THE WATER OR SHORELINE, SUCH AS PUMPING AND TREATMENT FACILITIES, AND FACILITIES AND IMPROVEMENTS RELATED TO RECREATIONAL BOATING, COMMERCIAL SHIPPING AND OTHER FUNCTIONALLY DEPENDENT USES (Section 18g of the Act);
 - 3) Storm and sanitary sewer outfalls;
 - 4) Underground and overhead utilities;
 - 5) Recreational facilities such as playing fields and trail systems including any related fencing built parallel to the direction of flood flows;
 - 6) Detached GARAGES, STORAGE SHEDS, OR OTHER non-habitable ACCESSORY STRUCTURES TO EXISTING BUILDINGS THAT WILL NOT BLOCK FLOOD FLOWS. THIS DOES NOT INCLUDE THE CONSTRUCTION OR PLACEMENT OF ANY OTHER NEW STRUCTURES, (Section 18g of the Act) fill, building additions, buildings on stilts, fencing (including landscaping or plantings designed to act as a fence) and the storage of materials;
 - 7) Bridges, culverts, roadways, sidewalks, railways, runways and taxiways and any modification thereto;
 - 8) Parking lots (where depth of flooding at the 100-year

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- frequency flood event will not exceed 1.0 foot) and aircraft parking aprons built at or below ground elevation and any modification thereto;
- 9) Regulatory floodway regrading, without fill, to create a positive slope toward a watercourse;
 - 10) Flood proofing activities to protect existing structures such as, but not limited to, constructing water tight window wells, and elevating; and
 - 11) In the case of damaged or replacement buildings, reconstruction or repairs made to a building that is valued at less than 50% of the market value of the building before it was damaged or replaced, and which does not increase the outside dimensions of the building.
- d) The construction of an appropriate use below the 100-year frequency flood elevation will be considered permissible provided the proposed project meets the following criteria and is so stated in writing with supporting plans, calculations and data by a registered professional engineer or in the case of a Federal project, by the Federal agency:
- 1) In the case of the construction of a new bridge or culvert crossing and roadway approach, the proposed structure shall not result in an increase of upstream flood stages greater than 0.1 foot when compared to the existing conditions for all flood events up to and including the 100-year frequency event; or the upstream flood stage increases will be contained within the channel banks (or within existing vertical extensions of the channel banks) such as within the design protection grade of existing levees or flood walls or within recorded flood easements; or a flood control project is built to mitigate the increased backwater due to the structure.
 - 2) In the case of bridge and culvert reconstruction or modification, the bridge or culvert and roadway approach reconstruction or modification shall be constructed with no more than 0.1 foot increase in backwater over the existing flood profile for all flood frequencies up to and including the 100-year event, if the existing structure is not a source of flood damage. The proposed construction shall meet the following criteria:

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- A) The proposed structure, including approach roads, does not result in an increase in upstream stages for normal and flood flows when compared to the existing structure.
- B) On publicly navigated waterways, the proposed structure is not an obstruction to navigation.
- C) The determination as to whether the existing structure is a source of flood damage shall be made according to the following method:
- i) Determine the increase in upstream flood profile due to the existing bridge or culvert by calculation or from the flood study used to delineate the regulatory floodway for all reported flood profiles up to and including the 100-year flood.
 - ii) Determine if there are any buildings or structures located in the 100-year flood plain upstream of the existing bridge or culvert that may be subjected to flooding. The upstream flood plain shall be checked for the length of stream required for the backwater impacts due to the existing bridge or culvert to be reduced to 0.1 foot or less.
 - iii) Collect the low opening elevations or lowest damageable elevations of the upstream buildings and structures as identified in subsection (d)(2)(c)(ii), above. Determine if any buildings or structures are subject to inundation by the 100-year frequency flood event.
- 3) In the case of bridge or culvert reconstruction and modification, if the existing bridge or culvert and roadway approach is a source of flood damage to buildings or structures in the upstream flood plain, based on the above review, the applicant's engineer must evaluate the feasibility of redesigning the structure to reduce the existing backwater, taking into consideration the effects on flood stages on upstream and downstream properties.
- A) The applicant's engineer must submit to the Department

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- his or her evaluation to justify why the proposed structure should be designed to allow an increase in the upstream flood stage of more than 0.1 foot when compared to a flood stage without the existing bridge or culvert or roadway approach in place for all flood events up to and including the 100-year frequency event.
- B) The evaluation shall also consider the feasibility of containing the upstream flood stage increases within the channel banks (or within existing vertical extensions of the channel banks such as within the design protection grade of existing levees or flood walls), or within recorded flood easements; or constructing a flood control project to mitigate the increased backwater due to the structure.
- 4) In the case of any other on-stream structure built for the purpose of backing up water in the stream during normal or flood flows, but not permitted as a dam according to 92 Ill. Adm. Code 702 (Construction and Maintenance of Dams), the proposed structure shall not result in an increase of upstream flood stages greater than 0.0 foot when compared to the existing conditions, for all flood events up to and including the 100-year frequency event; or the upstream flood stage increases will be contained within the channel banks (or within existing vertical extensions of the channel banks) such as within the design protection grade of existing levees or flood walls or within recorded flood easements; or a flood control project is built to mitigate the increased backwater due to the structure.
- 5) In the case of the construction of appropriate uses other than bridge or culvert crossings, on-stream structures or dams, all effective regulatory floodway conveyance lost due to the project will be replaced for all flood events up to and including the 100-year frequency flood. In calculating effective regulatory floodway conveyance, the following factors must be taken into consideration:
- A) Regulatory floodway conveyance, $"K" = \frac{1.486 AR^{2/3}}{n}$ where $"n"$ is Manning's roughness factor, $"A"$ is the effective area of the cross-section, and $"R"$ is the ratio of the area to the wetted perimeter. (See Open

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Channel Hydraulics, Ven Te Chow, 1959 Edition, McGraw-Hill Book Company, New York, New York. This incorporation contains no later editions or amendments.)

- B) The same Manning's "n" value shall be used for both existing and proposed conditions unless a recorded maintenance agreement with a federal, state, or local unit of government can assure the proposed conditions will be maintained or the land cover is changing from a vegetative to a non-vegetative land cover.
- C) Transition sections must be provided and used in calculations of effective regulatory floodway conveyance. The following expansion and contraction ratios shall be used unless an applicant's engineer can prove to the Department through engineering calculations and model tests that more abrupt transitions may be used with the same efficiency:
 - i) When water is flowing from a narrow section to a wider section, the water should be assumed to expand no faster than at a rate of one foot horizontal for every four feet of the flooded stream's length.
 - ii) When water is flowing from a wide section to a narrow section, the water should be assumed to contract no faster than at a rate of one foot horizontal for every one foot of the flooded stream's length.
 - iii) When expanding or contracting flows in a vertical direction, a minimum of one foot vertical transition for every ten feet of stream length shall be used.
 - iv) Transition sections shall be provided between cross-sections with rapid expansions and contractions and when meeting the regulatory floodway delineation on adjacent properties.
 - v) All cross-sections used in the calculations must be located perpendicular to flood flows.
- 6) For all appropriate uses, compensatory storage shall be

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provided for any regulatory floodway storage lost due to the proposed work from the volume of fill or structures placed and the impact of any related flood control projects. Artificially created storage lost due to a reduction in head loss behind a bridge shall not be required to be replaced. The compensatory regulatory floodway storage must be placed between the proposed normal water elevation and the proposed 100-year flood elevation. All regulatory floodway storage lost below the existing 10-year flood elevation must be replaced below the proposed 10-year flood elevation. All regulatory floodway storage lost above the existing 10-year flood elevation must be replaced above the proposed 10-year flood elevation. If the compensatory storage will not be placed at the location of the proposed construction, the applicant's engineer must demonstrate to the Department through a determination of flood discharges and water surface elevations that the compensatory storage is hydraulically equivalent.

- 7) For all appropriate uses, except bridges or culverts or on-stream structures, the proposed work will not result in an increase in the average channel or regulatory floodway velocities. However in the case of bridges or culverts or on-stream structures built for the purpose of backing up water in the stream during normal or flood flows, velocities may be increased at the structure site if scour, erosion and sedimentation will be avoided by the use of rip-rap or other design measures.
- 8) When excavation is proposed in the design of bridges and culvert openings, including the modifications to and replacement of existing bridge and culvert structures, or to compensate for lost conveyance for other appropriate uses, transition sections must be provided for the excavation. The following expansion and contraction ratios shall be used unless an applicant's engineer can prove to the Department through engineering calculations and model tests that more abrupt transitions may be used with the same efficiency:
 - A) When water is flowing from a narrow section to a wider section, the water should be assumed to expand no faster than at a rate of one foot horizontal for every four feet of the flooded stream's length;
 - B) When water is flowing from a wide section to a narrow

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section, the water should be assumed to contract no faster than at a rate of one foot horizontal for every one foot of the flooded stream's length; and

- C) When expanding or contracting flows in a vertical direction, a minimum of one foot vertical transition for every ten feet of stream length shall be used.
- 9) If the 100-year regulatory floodway elevation at the site of the proposed construction is affected by backwater from a downstream receiving stream with a larger drainage area, the proposed construction shall be shown to meet the requirements of this section for the 100-year frequency flood elevations of the regulatory floodway conditions and conditions with the receiving stream at normal water elevations. However, for bridge and culvert construction or reconstruction, a smaller bridge or culvert may be built if it can be demonstrated to the Department that the proposed structure would meet the requirements of this section for the 100-year frequency flood elevation of the regulatory floodway and would not be a source of flood damage as determined according to the method described in subsection (d)(2)(c)(i)-(iii), to any existing upstream building or structure when analyzed as follows. The proposed bridge or culvert shall be analyzed for a 100-year flood frequency flow on the tributary stream and for all tailwater elevations on the receiving stream between and including the normal water elevation and the 10-year flood frequency elevation.

- 10) If an applicant learns from the Department, local government, or a private owner that a downstream restrictive bridge or culvert is scheduled to be removed, reconstructed, modified, or a public flood control project is scheduled to be built within the next five years, the proposed construction shall be analyzed and shown to meet the requirements of this section for both the existing conditions and the expected flood profile conditions when the bridge, culvert or flood control project is built.

- 11) In the case of flood proofing activities, if construction is required beyond the outside dimensions of an existing building, the flood proofing construction shall be placed as close as possible to the existing building and be the minimum width necessary to protect the building. Compensation of lost storage and conveyance will not be required for flood proofing activities.

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- 12) For public flood control projects, the permitting requirements of this section will be considered met if the applicant can demonstrate to the Department through hydraulic and hydrologic calculations that the proposed project will not singularly or cumulatively result in increased flood heights outside the project right-of-way or easements for all flood events up to and including the 100-year frequency event.

- 13) If the appropriate use would result in a change in the regulatory floodway location or the 100-year frequency flood elevation, the applicant shall submit to the Department and to FEMA all the information, calculations and documents necessary to be issued a conditional regulatory floodway map revision and receive from the Department a conditional approval of the regulatory floodway change before a permit is issued. However, the final regulatory floodway map will not be changed by the Department until as-built plans are submitted and accepted by FEMA and the Department. In the case of non-government projects, the municipality in incorporated areas and the county in unincorporated areas must concur with the proposed conditional regulatory floodway map revision before Department approval can be given.

- 14) All engineering analyses shall be performed by or under the supervision of a registered professional engineer, except in the case of a federal project.

- 15) All dams, as defined by 92 Ill. Adm. Code 702, shall meet the permitting requirements of Part 702 (Construction and Maintenance of Dams).

Section 708.80 Changes to the Regulatory Floodway

- a) The 100-year frequency flood profile and regulatory floodway shall not be changed by the Department unless one of the following has occurred:

- 1) The original regulatory floodway delineation is shown by the applicant's engineer to be in error based upon a review of physical data or the mathematical model;
- 2) There are changed conditions such as changes in land use or modifications to the ground elevations which require

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modification of the original regulatory floodway computations;

- 3) A public flood control project has been constructed and is operable; or
- 4) The unit of local government exercising zoning control over an area within its corporate limits proposes or concurs in the proposal that the floodway storage or conveyance be relocated to facilitate development and a unit of local government will either:
 - A) Assume responsibility to operate and maintain any modifications or improvements made to relocate the floodway; or
 - B) Have the right and will agree, upon default of the party primarily responsible for such operation and maintenance, to undertake such operation and maintenance.

b) Any person contesting the correctness of the delineation shall be given an opportunity to submit his or her own technical evidence of error or changed conditions. The Department will review the technical evidence to determine the correctness of the delineation.

c) Effective regulatory floodway conveyance or storage can be relocated by moving the regulatory floodway delineation onto the existing flood fringe property if the following criteria are met:

- 1) It must be shown through engineering calculations that the new regulatory floodway storage or conveyance gained effectively compensates for lost regulatory floodway storage or conveyance;
- 2) If the affected property is other than the applicant's or is subdivided or proposed to be subdivided, covenants shall be obtained and recorded on the affected properties to assure that they are maintained with the existing and future owner's agreement as regulatory floodway storage or conveyance areas;
- 3) The regulatory floodway map is revised to include the new area as regulatory floodway; and
- 4) A notice of such regulatory floodway map change is recorded with the affected parcel in the county recorder's office.

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d) After receipt of conditional approval of the regulatory floodway change and issuance of a permit, construction as necessary to change the regulatory floodway designation may proceed but no buildings or structures or other construction that is not an appropriate use may be placed in that area until the regulatory floodway map is changed. The regulatory floodway map will be revised upon acceptance by the Department and FEMA of the "as-built" plans.

e) The Department may require deed restrictions, performance bonds or sureties, as-built certification or maintenance guarantees to assure projects are built according to permitted plans.

f) All field surveys as required by this Part shall be conducted under the supervision of a registered professional engineer or registered land surveyor, and shall be so sealed. All required engineering analyses shall be conducted under the supervision of a registered professional engineer or in the case of a federal project, by the federal agency and shall be so sealed or stated.

Section 708.90 Delegation to Municipalities and Counties

a) NO UNIT OF LOCAL GOVERNMENT, INCLUDING HOME RULE UNITS, MAY ISSUE A BUILDING PERMIT OR OTHER APPARENT AUTHORIZATION FOR ANY PROHIBITED NEW CONSTRUCTION WITHIN THE REGULATORY FLOODWAY (Section 18g of the Act).

b) The Department will delegate to municipalities within incorporated areas and to counties within unincorporated areas the Department's authority to issue permits in accordance with this Part for non-governmental activities, upon determination by the Division that the following conditions have been met:

- 1) The municipality or county is participating in the regular phase of the National Flood Insurance Program;
- 2) The municipality or county has enacted an ordinance that adopts requirements at least as restrictive as this Part; and
- 3) The municipality or county has enacted an ordinance which requires that all proposed regulatory floodway projects are reviewed under the supervision of a registered professional engineer under the employ or contract of the municipality or county and, in the case of appropriate uses, so stated in writing by that registered professional engineer to meet the specific requirements of Section 708.70.

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- c) The only permits a municipality or county may issue for new construction in a regulatory floodway are for appropriate uses as defined by Section 708.70 of this Part.
- d) If the proposed appropriate use will require a regulatory floodway delineation change or will change the flood stage elevation, the municipality or county shall require that the applicant obtain a conditional approval of the regulatory floodway map change from the Department and FEMA before a permit is issued for the appropriate use.
- e) No buildings or structures or other construction that is not an appropriate use shall be placed in a designated regulatory floodway until the designated regulatory floodway map has been revised to remove the building site from the regulatory floodway. A conditional approval of a regulatory floodway map change is not a change in the regulatory floodway map. After completing a project which will result in a regulatory floodway map revision, the applicant must submit "as built" plans to the Division and FEMA to revise the regulatory floodway map. The municipality or county will then be notified by the Department or FEMA when the regulatory floodway map has been changed, at which time a building permit may be issued.
- f) No municipality or county shall issue a variance not in compliance with this Part.
- g) Municipalities and counties may adopt and enforce ordinances with greater restrictions than those of this Part.
- h) If a municipality or county issues a regulatory floodway development permit not in accordance with this Part or fails to meet the criteria listed in subsection (b)(1)-(3), the Department will rescind the municipality's or county's authority to administer the Department's regulatory floodway permit program for appropriate uses.
- i) The following shall not be delegated to municipalities and counties as part of this section and shall not be subject to Department review or Department permits:
 - 1) Department permits shall be issued to organizations which are exempt from the municipality's or county's ordinance.
 - 2) The Department will permit Department projects, dams (as

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- defined by 92 Ill. Adm. Code 702) and all other state, federal or local unit of government projects, including projects of the municipalities and counties.
 - 3) The Department will review an engineer's determination that an existing bridge or culvert is not a source of flood damage pursuant to Section 708.70.
 - 4) The Department will review an engineer's determination that a proposed bridge affected by backwater from a downstream receiving stream may be built with a smaller opening pursuant to Section 708.70.
 - 5) The Department will retain its authority to accept alternative transition sections and hydraulically equivalent storage as indicated in Section 708.70.
- Section 708.100 Violations
- a) All construction undertaken in a regulatory floodway without a permit, or contrary to a permit issued in accordance with this Part, shall be unlawful and the Department or any affected municipality or county will proceed to obtain injunctive relief for abatement or removal of such unlawful construction. The Department will record in the appropriate county recorder's office a notice on each parcel on which a violation exists, and the results of investigations and any hearings conducted and subsequent orders issued to resolve the violation.
 - b) Municipalities and counties are responsible for pursuing all necessary enforcement procedures to resolve any regulatory floodway violations of their flood plain ordinance.
 - c) Department employees may be requested by municipalities or counties, without subpoena, to testify in legal proceedings regarding violations of this Part.
- Section 708.110 Permit Application
- a) Application form.
 - 1) Where permit authority has not been delegated to a municipality or county, applications for permit shall be made by submitting a completed application for permit form furnished by the Department. As a minimum, the following information shall be provided:

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- A) Name and address of applicant;
 - B) Site location (including legal description) of the property, drawn to scale, on the regulatory floodway map, indicating whether it is proposed to be in an incorporated or unincorporated area;
 - C) Name of stream or body of water affected;
 - D) Description of proposed activity;
 - E) Statement of purpose of proposed activity;
 - F) Anticipated dates of initiation and completion of activity;
 - G) Names and mailing addresses of the owner of the subject property if different from the applicant; and
 - H) Signature of applicant or the applicant's agent.
- 2) Other requirements related to the application form include:
- A) If the applicant is a corporation, the president or other authorized officer shall sign the application form;
 - B) If the applicant is a county, city or other political subdivision, the application form shall be signed by an authorized officer;
 - C) If the applicant is a partnership, each partner shall sign the application form; and
 - D) If the applicant is a land trust, the trust officer shall sign the name of the trustee by him (her) as trust officer. A disclosure affidavit must be filed with the application, identifying each beneficiary of the trust by name and address and defining the respective interests therein.
- b) Plan and data requirements.
- 1) Plans of the proposed activity shall be provided which include as a minimum:

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- A) A vicinity map showing the site of the activity, name of the waterway, boundary lines, name of and distance of nearest town, community or other identifying location, names of roads in the vicinity of the site, graphic or numerical scale, and north arrow;
 - B) A plan view of the project and engineering study reach showing existing and proposed conditions including principal dimensions of the structure or work, elevations in mean sea level (1929 adjustment) datum, adjacent property lines and ownership, drainage and flood control easements, distance between proposed activity and navigation channel (when the proposed construction is along a commercially navigable body of water), regulatory floodway limit, flood plain limit, location and orientation of cross-sections, north arrow, and a graphic or numerical scale;
 - C) Cross-section views of the project and engineering study reach showing existing and proposed conditions including principal dimensions of the work as shown in plan view, existing and proposed elevations, normal water elevation, 10-year frequency flood elevation, 100-year frequency flood elevation, and graphic or numerical scales (horizontal and vertical);
 - D) A seeding or stabilization plan for the disturbed areas; and
 - E) A copy of the regulatory floodway map, marked to reflect any proposed change in the regulatory floodway location.
- 2) Engineering calculations and supporting data shall be submitted showing that the proposed work will meet the permit criteria of Section 708.70.
- 3) If the regulatory floodway delineation or base flood elevation will change due to the proposed project, the application will not be considered complete until the Department has indicated conditional approval of the regulatory floodway map change and the completed request for the regulatory floodway map change has been submitted to FEMA.

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Section 708.120 Public Notice

- a) The Department will issue public notices for proposed regulatory floodway map revisions and projects in public waters.
- b) The notice will allow a period of at least twenty-one days for the submission of comments. The notice will contain a description of the proposed action, its location, the name of the applicant and the name of a Department contact. Notices will be mailed to the following:
 - 1) Owners of adjacent upstream, downstream and potentially affected property;
 - 2) Affected state and federal agencies;
 - 3) Local officials of potentially affected communities and governmental agencies, including the Northeastern Illinois Planning Commission;
 - 4) Adjacent states when interstate waters are involved; and
 - 5) The applicant.
- c) Failure to mail notices to all of the persons listed in subsection (a) shall not affect the substantive or procedural rights of any affected party who has received actual notice of the application.
- d) Objections received relevant to the criteria in this Part will be forwarded to the applicant for resolution. The applicant shall advise the Department of the resolution or, if resolution cannot be achieved, of his or her views regarding the validity of the objections.

Section 708.130 Public Hearings

The Department will hold a public hearing to solicit information regarding a proposed regulatory floodway map change when the Department deems a public hearing to be the most timely means of receiving the information required to make a decision. Public hearings will be conducted by a hearing officer appointed by the Department and an official transcript will be made. The Department may use the records and findings of other agency hearings in its own review.

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Section 708.140 Time to Permit Issuance; Emergency Authorizations; Duration; Revisions

- a) Where permit authority has not been delegated to a municipality or county, the Department pursuant to Section 708.70 and Section 708.110, will either grant approval or approval with conditions or deny an application for permit within ninety days after receipt of an application (or one-hundred fifty days in the event a hearing is held) unless a longer time period is requested in writing by the applicant. If the Department has not approved the application within these time limits, the application will be deemed denied. The time limit for final Department action on a permit application will be computed from the date on which the Department has received all information required in Section 708.110. If additional data or revised plans are required by the Department, the time between the request and receipt of the requested material will not be counted in these time periods. Also, the time required for resolution of relevant objections (see Section 708.120) will not be counted in these time periods.
- b) The Department will issue an emergency permit after receipt of a properly executed application form (including an explanation of why the work to be performed is of an emergency nature) and plan sheets describing the work if harm to life or loss of property is likely to occur if initiation of the activity is delayed. An applicant for an emergency permit is deemed to have agreed to make modifications, at his or her own expense, required by the Department if the work does not comply with Section 708.70, based upon completion of a review and on comments received during the public comment period, to bring the activity into compliance with this Part.
- c) Permits will be valid until December 31st of the third year following the date of permit issuance, unless the Department determines that the proposed work must be completed sooner, such as in the case of work to correct a violation. Upon the written request of the applicant, permits may be granted for longer periods of time if the expected construction period exceeds three years.
- d) If the permitted activity is not completed by the expiration date of the permit, the permittee shall submit a written request that the expiration date be extended if the permittee intends to pursue the permitted activity. Upon receipt of such request, the Department will extend the expiration date if the permitted

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activity is in compliance with the rules of the Department at the time of the request.

- e) If, after permit issuance, the permittee decides to revise the approved plans, the permittee shall submit those revised plans to the Department along with a written request for approval. If the Department determines that the revised plans are in compliance with this Part, an approval of revised plans will be issued to the permittee.

Section 708.150 Permit Conditions

- a) Permits issued under this Part will contain the following standard conditions:

- 1) This permit is granted in accordance with an act entitled, "AN ACT in relation to the regulation of the rivers, lakes and streams of the State of Illinois," as amended (Ill. Rev. Stat. 1987, ch. 19, par. 52 et seq.).
- 2) This permit does not convey title to the permittee or recognize title of the permittee to any submerged or other lands, and furthermore, does not convey, lease or provide any right or rights of occupancy or use of the public or private property on which the activity or any part thereof will be located, or otherwise grant to the permittee any right or interest in or to the property, whether the property is owned or possessed by the State of Illinois or by any private or public party or parties.
- 3) This permit does not release the permittee from liability for damage to persons or property resulting from the work covered by this permit, and does not authorize any injury to private property or invasion of private rights.
- 4) This permit does not relieve the permittee of the responsibility to adhere to the National Flood Insurance Program flood plain development regulations or to obtain other federal, state or local authorizations required for the construction of the permitted activity; and if the permittee is required by law to obtain approval from any federal, local or other state agency to do the work, this permit is not effective until the required federal, state and local approvals are obtained.

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- 5) The permittee shall, at the permittee's own expense, remove all temporary piling, cofferdams, false work and material incidental to the construction of the project from the regulatory floodway, river, stream or lake in which the work is done. If the permittee fails to remove such structures or materials and if the structures or materials cause an obstruction to normal and flood flows and a loss of flood storage, the Department will have removal made at the expense of the permittee.
- 6) The execution and details of the work authorized shall be subject to the supervision and approval of the Department. Department personnel or their designee shall have right of access to accomplish this purpose.
- 7) Starting work on the activity authorized will be considered full acceptance by the permittee of the terms and conditions of the permit.
- 8) The Department in issuing this permit has relied upon the statements and representations made by the permittee and his or her agents; if any substantive statement or representation made by the permittee and his or her agents is found to be false, the permit will be revoked; and when a permit is revoked all rights of the permittee under the permit are voided.
- 9) If the activity authorized by this permit is located along a meandered lake, the permittee and the permittee's successors shall make no claim to any interest in any accretions caused by the activity.
- 10) In issuing this permit, the Department does not approve the adequacy of the design or structural strength of the structure or improvement.
- 11) Noncompliance with the conditions of this permit will be considered grounds for revocation.
- b) In addition, the Department will impose special conditions, such as specifying time limits, as required to assure compliance with this Part.

Section 708.160 General Permits

The Department will, for the purpose of providing more expeditious processing of permit applications, issue general permits pertaining to specific types of activities, such as minor bank stabilization projects and utility crossings, meeting such conditions as necessary to assure compliance with the purpose and intent of this Part. General permits may be applicable on a regional basis or may be restricted to specified rivers, lakes and streams, or reaches of rivers and streams. Subsequent to the issuance of a general permit, individual applications must still be submitted but authorizations will be granted for activities meeting all of the terms and conditions of the general permit without notice or interagency coordination. General permits will be issued only after notice and opportunity for public review and comment.

Section 708.170 Regional Permits

The Department will, by issuance of a regional permit, grant approval for specific types of activities, such as aerial utility crossings, recreational boat docking facilities and minor highway projects, which do not singularly or cumulatively increase flood stage or flood velocities. Subsequent to the issuance of a regional permit, no application or further authorization will be required by the Department for activities meeting the terms and conditions of the regional permit. Regional permits will be issued only after notice and opportunity for public review and comment.

Section 708.180 Final Administrative Decision

The approval or denial of applications for permit under this Part shall be considered final administrative decisions and are subject to judicial review in accordance with the Administrative Review Law, (Ill. Rev. Stat. 1987, ch. 110, par. 3-101 et seq.).

Section 708.190 Effective Date

Applications for permit received subsequent to the effective date of this Part will be reviewed pursuant to the provisions of this Part.

- 1) The Heading of the Part: Pay Plan
- 2) The Code Citation: 80 Ill. Adm. Code 310
- 3) Section Numbers
Appendix A
310. Table P
Peremptory Action:
Amended
Amended
- 4) Reference to the specific State or Federal Court Order, Federal Rule or Statute which requires this Peremptory Rulemaking:
Section 2 of the Illinois Administration Procedure Act (111. Rev. Stat. 1987, ch. 127, par. 1002).
- 5) Statutory Authority: 111. Rev. Stat. 1987, ch. 48, par. 1607.
- 6) Effective Date: November 28, 1988
- 7) A Complete Description of the Subjects and Issues Involved:
This Peremptory rulemaking process is pursuant to the Collective Bargaining agreement contract as described below:
In Table P, RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA), the class title of Security Materials Courier is being deleted to reflect the abolishment of said title on November 1, 1988.
- 8) Does this rulemaking contain an automatic repeal date? Yes X No
If "yes", please specify date:
- 9) Date Filed in Agency's Principal Office:
- 10) Is this Rule in compliance with Section 5.03 of the Illinois Administrative Procedures Act: Yes
- 11) Are there any proposed amendments pending to this part? Yes

<u>Sections Numbers</u>	<u>Proposed Action</u>	<u>Ill. Reg. Citation</u>
310.40	Amended	12 Ill. Reg. 12599 (August 5, 1988)
310.110	Amended	12 Ill. Reg. 12599 (August 5, 1988)
310.130	Amended	12 Ill. Reg. 12599 (August 5, 1988)

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310.290	Amended	12 111. Reg. 12599 (August 5, 1988)
310.300	Amended	12 111. Reg. 12599 (August 5, 1988)
310.440	Amended	12 111. Reg. 12599 (August 5, 1988)
310.450	Amended	12 111. Reg. 12599 (August 5, 1988)
310.455	Amended	12 111. Reg. 12599 (August 5, 1988)
310.456	Amended	12 111. Reg. 12599 (August 5, 1988)
310.530	Amended	12 111. Reg. 12599 (August 5, 1988)
310.540	Amended	12 111. Reg. 12599 (August 5, 1988)
Appendix B	Amended	12 111. Reg. 12599 (August 5, 1988)
Appendix C	Amended	12 111. Reg. 12599 (August 5, 1988)
Appendix D	Amended	12 111. Reg. 12599 (August 5, 1988)

12) Statement of Statewide Objectives:

This rulemaking does not affect Local Government units.

13) The name, address and telephone number of the person to whom information and questions concerning this peremptory rule shall be directed to:

Within 45 days, comments should be written and addressed to:

Mr. Michael Murphy
Department of Central Management Services
Division of Technical Services
504 William G. Stratton Building
Springfield, Illinois 62706

Telephone: (217) 782-5601

The full text of the Adopted Rule is as follows:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND
POSITION CLASSIFICATIONS

CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310
PAY PLAN

SUBPART A: NARRATIVE

Section	Policy and Responsibilities
310.20	Jurisdiction
310.30	Pay Schedules
310.40	Definitions
310.50	Conversion of Base Salary to Pay Period Units
310.60	Conversion of Base Salary to Daily or Hourly Equivalents
310.70	Increases in Pay
310.80	Decreases in Pay
310.90	Other Pay Provisions
310.100	Implementation of Pay Plan Changes, Effective July 1, 1988
310.110	Interpretation and Application of Pay Plan
310.120	Effective Date
310.130	Reinstitution of Within Grade Salary Increases
310.140	Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, effective July 1, 1984 (Repealed)
310.150	

SUBPART B: SCHEDULE OF RATES

Section	Introduction
310.205	Prevailing Rate
310.210	Negotiated Rate
310.220	Part-Time Daily or Hourly Special Services Rate
310.230	Hourly Rate
310.240	Member, Patient and Inmate Rate
310.250	Trainee Rate
310.260	Legislated and Contracted Rate
310.270	Designated Rate
310.280	Out-of-State or Foreign Service Rate
310.290	Education Rate
310.300	Physician Specialist Rate
310.310	Annual Compensation Ranges of Executive Director and Assistant Executive Director, State Board of Elections
310.320	Excluded Classes Rate (Repealed)
310.330	

SUBPART C: MERIT COMPENSATION SYSTEM

Section	Jurisdiction
310.410	Objectives
310.420	Responsibilities
310.430	Merit Compensation Salary Schedule
310.440	Procedures for Determining Annual Merit Increases
310.450	Intermittent Merit Increase
310.455	Merit Zone
310.460	Other Pay Increases
310.470	Adjustment
310.480	Decreases in Pay
310.490	Other Pay Provisions
310.500	Definitions
310.510	Conversion of Base Salary to Pay Period Units
310.520	Conversion of Base Salary to Daily or Hourly Equivalent
310.530	Implementation
310.540	Annual Merit Increase Guidechart
310.550	Fiscal Year 1985 Pay Changes in Merit Compensation System effective July 1, 1984 (Repealed)

APPENDIX A	Negotiated Rates of Pay
TABLE A	HR-190 (Department of Central Management Services - State of Illinois Building - SEIU)
TABLE B	HR-200 (Department of Labor - Chicago, Illinois - SEIU)
TABLE C	RC-069 (Firefighters, AFSCME)
TABLE D	HR-001 (Teamsters Local #726)
TABLE E	RC-020 (Teamsters Local #330)
TABLE F	RC-019 (Teamsters Local #25)
TABLE G	RC-045 (Automotive Mechanics, ISEA)
TABLE H	RC-006 (Corrections Employees, AFSCME)
TABLE I	RC-009 (Institutional Employees, AFSCME)
TABLE J	RC-014 (Clerical Employees, AFSCME)
TABLE K	RC-023 (Registered Nurses, INA)
TABLE L	VR-004 (Illinois State Treasurer's Office Employees, Teamsters and IFT)
TABLE M	RC-027 (Educators, AFSCME) (Repealed)
TABLE N	RC-027 (Physician Rates, AFSCME) (Repealed)
TABLE O	RC-028 (Paraprofessional Human Services Employees, AFSCME)
TABLE P	RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA)
TABLE Q	RC-033 (Meat Inspectors, ISEA)
TABLE R	RC-042 (Residual Maintenance Workers, AFSCME)
TABLE S	HR-012 (Fair Employment Practices Employees, SEIU)
TABLE T	HR-010 (Teachers of Deaf, IFT)

TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
TABLE V	CU-500 (Corrections, Meet and Confer Employees)
TABLE W	RC-062 (Technical Employees, AFSCME)
TABLE X	RC-063 (Professional Employees, AFSCME)
TABLE Y	RC-063 (Educators, AFSCME)
TABLE Z	RC-063 (Physicians, AFSCME)
APPENDIX B	Schedule of Salary Grades - Monthly and Annual Rates of Pay
APPENDIX C	Physician Administrator and Medical Facilities Administrator Rates
APPENDIX D	Merit Compensation System Salary Schedule
APPENDIX E	Teaching Salary Schedule (Repealed)
APPENDIX F	Physician and Physician Specialist Salary Schedule (Repealed)

AUTHORITY: Implementing and authorized by Section 8a(2) of the Personnel Code (Ill. Rev. Stat. 1987, ch. 127, par. 63b108a(2)).

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 11134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective

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September 17, 1986; emergency amendments at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 105 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; peremptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective Nov. 28, 1988 peremptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988

Section 310.TABLE P RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA)

Effective July 1, 1986

	S T E P S						
	1	2	3	4	5	6	7
AGRICULTURAL PRODUCTS PROMOTER	1384	1442	1499	1560	1620	1679	1773
ANIMAL & ANIMAL PRODUCTS INVESTIGATOR	1516	1581	1650	1721	1787	1857	1965
ANIMAL HEALTH INSPECTOR	1384	1442	1499	1560	1620	1679	1773
ANIMAL WELFARE INSPECTOR	1384	1442	1499	1560	1620	1679	1773
APIARY INSPECTOR	1028	1062	1093	1128	1163	1197	1257

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	S T E P S						
	1	2	3	4	5	6	7
ARSON INVESTIGATOR I	1663	1740	1820	1896	1976	2057	2178
ARSON INVESTIGATOR II	1838	1930	2017	2109	2197	2286	2421
BREATH ALCOHOL ANALYSIS TECHNICIAN	1583	1656	1729	1801	1875	1944	2017
COMMODITIES INSPECTOR	1265	1319	1369	1423	1473	1526	1608
CONSERVATION POLICE OFFICER I	1583	1656	1729	1801	1875	1944	2017
CONSERVATION POLICE OFFICER II	1663	1740	1820	1896	1976	2057	2135
DANGEROUS DRUGS COMPLIANCE OFFICER I	1444	1506	1572	1633	1698	1761	1864
DANGEROUS DRUGS COMPLIANCE OFFICER II	1583	1656	1729	1801	1875	1944	2057
DANGEROUS DRUGS COMPLIANCE OFFICER III	1663	1740	1820	1896	1976	2057	2178
DRUG COMPLIANCE INVESTIGATOR	1846	1936	2025	2116	2205	2291	2428
EGG AND PRODUCTS INSPECTOR	1320	1377	1428	1487	1541	1596	1685
ENVIRONMENTAL PROTECTION LEGAL INVESTIGATOR I	1265	1319	1369	1423	1473	1526	1608
ENVIRONMENTAL PROTECTION LEGAL INVESTIGATOR II	1384	1442	1499	1560	1620	1679	1773
EXPLOSIVES INSPECTOR	1384	1442	1499	1560	1620	1679	1773
FIELD INSPECTOR	1176	1217	1262	1308	1353	1399	1474
FINGERPRINT TECHNICIAN I	1176	1217	1262	1308	1353	1399	1474
FINGERPRINT TECHNICIAN II	1265	1319	1369	1423	1473	1526	1608
FINGERPRINT TECHNICIAN III	1384	1442	1499	1560	1620	1679	1773
FIRE INVESTIGATOR I	1444	1506	1572	1633	1698	1761	1864
FIRE INVESTIGATOR II	1583	1656	1729	1801	1875	1944	2057
FIRE PREVENTION EDUCATION OFFICER I	1444	1506	1572	1633	1698	1761	1864
FIRE PREVENTION EDUCATION OFFICER II	1583	1656	1729	1801	1875	1944	2057
FIRE PREVENTION INSPECTOR I	1444	1506	1572	1633	1698	1761	1864
FIRE PREVENTION INSPECTOR II	1583	1656	1729	1801	1875	1944	2057
GRAIN INSPECTOR	1265	1319	1369	1423	1473	1526	1608
GRAIN SAMPLER	1176	1217	1262	1308	1353	1399	1474
GUARD I	1062	1095	1133	1168	1206	1242	1303
GUARD II	1176	1217	1262	1308	1353	1399	1474
GUARD III	1320	1377	1428	1487	1541	1596	1685
LICENSING ASSISTANT	1134	1176	1214	1258	1298	1342	1415
LICENSING INSPECTOR	1320	1377	1428	1487	1541	1596	1685
LICENSING INVESTIGATOR I	1444	1506	1572	1633	1698	1761	1864
LICENSING INVESTIGATOR II	1521	1589	1655	1728	1794	1864	1971
LIQUOR CONTROL SPECIAL AGENT I	1444	1506	1572	1633	1698	1761	1864
MOTOR CARRIER ENFORCEMENT OFFICER I	1444	1506	1572	1633	1698	1761	1864
MOTOR CARRIER ENFORCEMENT OFFICER II	1663	1740	1820	1896	1976	2057	2178
PERSONAL PROPERTY WAREHOUSE EXAMINER	1320	1377	1428	1487	1541	1596	1685
PLANT & PESTICIDE SPECIALIST I	1583	1656	1729	1801	1875	1944	2057
PLANT & PESTICIDE SPECIALIST II	1746	1830	1913	1993	2077	2161	2289
PLUMBING INSPECTOR	1846	1936	2025	2116	2205	2291	2428
POLICE OFFICER I	1444	1506	1572	1633	1698	1761	1864
POLICE OFFICER II	1583	1656	1729	1801	1875	1944	2057
POLYGRAPH EXAMINER I	1746	1830	1913	1993	2077	2161	2289

		S T E P S						
1	2	3	4	5	6	7		
POLYGRAPH EXAMINER II	1939	2038	2135	2231	2328	2426	2573	
POLYGRAPH EXAMINER III	2165	2275	2388	2500	2610	2721	2890	
POULTRY INSPECTOR	1265	1319	1369	1423	1473	1526	1608	
PRODUCTS & STANDARDS INSPECTOR	1384	1442	1499	1560	1620	1679	1773	
SECURITY MATERIALS COURIER	1176	1217	1262	1308	1353	1399	1474	
SECURITY OFFICER	1320	1377	1428	1487	1541	1596	1685	
SECURITY OFFICER SERGEANT	1384	1442	1499	1560	1620	1679	1773	
SEED ANALYST I	1320	1377	1428	1487	1541	1596	1685	
SEED ANALYST II	1384	1442	1499	1560	1620	1679	1773	
SITE SECURITY OFFICER	1176	1217	1262	1308	1353	1399	1474	
TRUCK WEIGHING INSPECTOR	1201	1242	1287	1333	1378	1424	1499	
VEHICLE TESTING COMPLIANCE OFFICER	1583	1656	1729	1801	1875	1944	2057	
VEHICLE TESTING STATION INSPECTOR	1384	1442	1499	1560	1620	1679	1773	
WAREHOUSE EXAMINER I	1384	1442	1499	1560	1620	1679	1773	
WAREHOUSE EXAMINER II	1444	1506	1572	1633	1698	1761	1864	
WELL INSPECTOR	1265	1319	1369	1423	1473	1526	1608	
Effective October 1, 1986								
		S T E P S						
1	2	3	4	5	6	7		
AGRICULTURAL PRODUCTS PROMOTER	1439	1500	1559	1622	1685	1746	1844	
ANIMAL & ANIMAL PRODUCTS INVESTIGATOR	1577	1644	1716	1790	1858	1931	2044	
ANIMAL HEALTH INSPECTOR	1439	1500	1559	1622	1685	1746	1844	
ANIMAL WELFARE INSPECTOR	1439	1500	1559	1622	1685	1746	1844	
APIARY INSPECTOR	1069	1104	1137	1173	1210	1245	1307	
ARSON INVESTIGATOR I	1730	1810	1893	1972	2055	2139	2265	
ARSON INVESTIGATOR II	1912	2007	2098	2193	2285	2377	2518	
BREATH ALCOHOL ANALYSIS TECHNICIAN	1646	1722	1798	1873	1950	2022	2139	
COMMODITIES INSPECTOR	1316	1372	1424	1480	1532	1587	1672	
CONSERVATION POLICE OFFICER I	1583	1656	1729	1801	1875	1944	2017	
CONSERVATION POLICE OFFICER II	1663	1740	1820	1896	1976	2057	2135	
DANGEROUS DRUGS COMPLIANCE OFFICER I	1502	1566	1635	1698	1766	1831	1939	
DANGEROUS DRUGS COMPLIANCE OFFICER II	1646	1722	1798	1873	1950	2022	2139	
DANGEROUS DRUGS COMPLIANCE OFFICER III	1730	1810	1893	1972	2055	2139	2265	
DRUG COMPLIANCE INVESTIGATOR	1920	2013	2106	2201	2293	2383	2525	
EGG AND PRODUCTS INSPECTOR	1373	1432	1485	1546	1603	1660	1752	
ENVIRONMENTAL PROTECTION LEGAL INVESTIGATOR I	1316	1372	1424	1480	1532	1587	1672	
ENVIRONMENTAL PROTECTION LEGAL INVESTIGATOR II	1439	1500	1559	1622	1685	1746	1844	
EXPLOSIVES INSPECTOR	1439	1500	1559	1622	1685	1746	1844	
FIELD INSPECTOR	1223	1266	1312	1360	1407	1455	1533	

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
NOTICE OF PEREMPTORY AMENDMENT

Effective January 1, 1987

	1	2	3	4	5	6	7
AGRICULTURAL PRODUCTS PROMOTER	1439	1500	1559	1622	1685	1746	1844
ANIMAL & ANIMAL PRODUCTS INVESTIGATOR	1577	1644	1716	1790	1858	1931	2044
ANIMAL HEALTH INSPECTOR	1439	1500	1559	1622	1685	1746	1844
ANIMAL WELFARE INSPECTOR	1439	1500	1559	1622	1685	1746	1844
APIARY INSPECTOR	1069	1104	1137	1173	1210	1245	1307
ARSON INVESTIGATOR I	1730	1810	1893	1972	2055	2139	2265
ARSON INVESTIGATOR II	1912	2007	2098	2193	2285	2377	2518
BREATH ALCOHOL ANALYSIS TECHNICIAN	1646	1722	1798	1873	1950	2022	2139
COMMODITIES INSPECTOR	1316	1372	1424	1480	1532	1587	1672
CONSERVATION POLICE OFFICER I*	1746	1830	1913	1993	2077	2161	2244
CONSERVATION POLICE OFFICER II*	1846	1936	2025	2116	2205	2291	2380
DANGEROUS DRUGS COMPLIANCE OFFICER I	1502	1566	1635	1698	1766	1831	1939
DANGEROUS DRUGS COMPLIANCE OFFICER II	1646	1722	1798	1873	1950	2022	2139
DANGEROUS DRUGS COMPLIANCE OFFICER III	1730	1810	1893	1972	2055	2139	2265
DRUG COMPLIANCE INVESTIGATOR	1920	2013	2106	2201	2293	2383	2525
EGG AND PRODUCTS INSPECTOR	1373	1432	1485	1546	1603	1660	1752
ENVIRONMENTAL PROTECTION LEGAL INVESTIGATOR I	1316	1372	1424	1480	1532	1587	1672
ENVIRONMENTAL PROTECTION LEGAL INVESTIGATOR II	1439	1500	1559	1622	1685	1746	1844
EXPLOSIVES INSPECTOR	1439	1500	1559	1622	1685	1746	1844
FIELD INSPECTOR	1223	1266	1312	1360	1407	1455	1533
FINGERPRINT TECHNICIAN I	1223	1266	1312	1360	1407	1455	1533
FINGERPRINT TECHNICIAN II	1316	1372	1424	1480	1532	1587	1672
FINGERPRINT TECHNICIAN III	1439	1500	1559	1622	1685	1746	1844
FIRE INVESTIGATOR I	1502	1566	1635	1698	1766	1831	1939
FIRE INVESTIGATOR II	1646	1722	1798	1873	1950	2022	2139
FIRE PREVENTION EDUCATION OFFICER I	1502	1566	1635	1698	1766	1831	1939
FIRE PREVENTION EDUCATION OFFICER II	1646	1722	1798	1873	1950	2022	2139
FIRE PREVENTION INSPECTOR I	1502	1566	1635	1698	1766	1831	1939
FIRE PREVENTION INSPECTOR II	1646	1722	1798	1873	1950	2022	2139
GRAIN INSPECTOR	1316	1372	1424	1480	1532	1587	1672
GRAIN SAMPLER	1223	1266	1312	1360	1407	1455	1533
GUARD I	1104	1139	1178	1215	1254	1292	1355
GUARD II	1223	1266	1312	1360	1407	1455	1533
GUARD III	1373	1432	1485	1546	1603	1660	1752
LICENSING ASSISTANT	1179	1223	1263	1308	1350	1396	1472
LICENSING INSPECTOR	1373	1432	1485	1546	1603	1660	1752
LICENSING INVESTIGATOR I	1502	1566	1635	1698	1766	1831	1939
LICENSING INVESTIGATOR II	1582	1653	1721	1797	1866	1939	2050
LIQUOR CONTROL SPECIAL AGENT I	1502	1566	1635	1698	1766	1831	1939
MOTOR CARRIER ENFORCEMENT OFFICER I	1502	1566	1635	1698	1766	1831	1939

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
NOTICE OF PEREMPTORY AMENDMENT

Effective February 1, 1987

	1	2	3	4	5	6	7
MOTOR CARRIER ENFORCEMENT OFFICER II	1730	1810	1893	1972	2055	2139	2265
PERSONAL PROPERTY WAREHOUSE EXAMINER	1373	1432	1485	1546	1603	1660	1752
PLANT & PESTICIDE SPECIALIST I	1646	1722	1798	1873	1950	2022	2139
PLANT & PESTICIDE SPECIALIST II	1816	1903	1990	2073	2160	2247	2381
PLUMBING INSPECTOR	1920	2013	2106	2201	2293	2383	2525
POLICE OFFICER I	1577	1644	1716	1790	1858	1931	2044
POLICE OFFICER II	1730	1810	1893	1972	2055	2139	2265
POLYGRAPH EXAMINER I	1816	1903	1990	2073	2160	2247	2381
POLYGRAPH EXAMINER II	2017	2120	2220	2320	2421	2523	2676
POLYGRAPH EXAMINER III	2252	2366	2484	2600	2714	2830	3006
POULTRY INSPECTOR	1316	1372	1424	1480	1532	1587	1672
PRODUCTS & STANDARDS INSPECTOR	1439	1500	1559	1622	1685	1746	1844
SECURITY MATERIALS COURIER	1223	1266	1312	1360	1407	1455	1533
SECURITY OFFICER	1373	1432	1485	1546	1603	1660	1752
SECURITY OFFICER SERGEANT	1439	1500	1559	1622	1685	1746	1844
SEED ANALYST I	1373	1432	1485	1546	1603	1660	1752
SEED ANALYST II	1439	1500	1559	1622	1685	1746	1844
SITE SECURITY OFFICER	1223	1266	1312	1360	1407	1455	1533
TRUCK WEIGHING INSPECTOR	1249	1292	1338	1386	1433	1481	1559
VEHICLE TESTING COMPLIANCE OFFICER	1249	1292	1338	1386	1433	1481	1559
VEHICLE TESTING STATION INSPECTOR	1439	1500	1559	1622	1685	1746	1844
WAREHOUSE EXAMINER I	1439	1500	1559	1622	1685	1746	1844
WAREHOUSE EXAMINER II	1502	1566	1635	1698	1766	1831	1939
WELL INSPECTOR	1316	1372	1424	1480	1532	1587	1672

LONGEVITY BONUS RATES

10 YRS.	15 YRS.	17.5 YRS.	20 YRS.	25 YRS.
2,576	2,705	2,840	2,983	3,131

LONGEVITY BONUS RATES

10 YRS.	15 YRS.	17.5 YRS.	20 YRS.	25 YRS.
2,654	2,783	2,918	3,061	3,209

Effective February 1, 1987

	1	2	3	4	5	6	7
WAREHOUSE CLAIMS SPECIALIST	1912	2007	2098	2193	2285	2377	2518
WAREHOUSE EXAMINER III	1646	1722	1798	1873	1950	2022	2139

ILLINOIS REGISTER

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
NOTICE OF PEREMPTORY AMENDMENT

Effective July 1, 1987

	S T E P S						
	1	2	3	4	5	6	7
AGRICULTURAL PRODUCTS PROMOTER	1504	1568	1629	1695	1761	1825	1927
ANIMAL & ANIMAL PRODUCTS INVESTIGATOR	1648	1718	1793	1871	1942	2018	2136
ANIMAL HEALTH INSPECTOR	1504	1568	1629	1695	1761	1825	1927
ANIMAL WELFARE INSPECTOR	1504	1568	1629	1695	1761	1825	1927
APIARY INSPECTOR	1117	1154	1188	1226	1264	1301	1366
ARSON INVESTIGATOR I	1808	1891	1978	2061	2147	2235	2367
ARSON INVESTIGATOR II	1998	2097	2192	2292	2388	2484	2631
BREATH ALCOHOL ANALYSIS TECHNICIAN	1720	1799	1879	1957	2038	2113	2235
COMMODITIES INSPECTOR	1375	1434	1488	1547	1601	1658	1747
CONSERVATION POLICE OFFICER I*	1825	1912	1999	2083	2170	2258	2345
CONSERVATION POLICE OFFICER II*	1929	2023	2116	2211	2304	2394	2487
DANGEROUS DRUGS COMPLIANCE OFFICER I	1570	1636	1709	1774	1845	1913	2026
DANGEROUS DRUGS COMPLIANCE OFFICER II	1720	1799	1879	1957	2038	2113	2235
DANGEROUS DRUGS COMPLIANCE OFFICER III	1808	1891	1978	2061	2147	2235	2367
DRUG COMPLIANCE INVESTIGATOR	2006	2104	2201	2300	2396	2490	2639
ENVIRONMENTAL PROTECTION LEGAL INVESTIGATOR I	1375	1434	1488	1547	1601	1658	1747
ENVIRONMENTAL PROTECTION LEGAL INVESTIGATOR II	1504	1568	1629	1695	1761	1825	1927
EXPLOSIVES INSPECTOR	1504	1568	1629	1695	1761	1825	1927
FIELD INSPECTOR	1278	1323	1371	1421	1470	1520	1602
FINGERPRINT TECHNICIAN I	1278	1323	1371	1421	1470	1520	1602
FINGERPRINT TECHNICIAN II	1375	1434	1488	1547	1601	1658	1747
FINGERPRINT TECHNICIAN III	1504	1568	1629	1695	1761	1825	1927
FIRE INVESTIGATOR I	1570	1636	1709	1774	1845	1913	2026
FIRE INVESTIGATOR II	1720	1799	1879	1957	2038	2113	2235
FIRE PREVENTION EDUCATION OFFICER I	1570	1636	1709	1774	1845	1913	2026
FIRE PREVENTION EDUCATION OFFICER II	1720	1799	1879	1957	2038	2113	2235
FIRE PREVENTION INSPECTOR I	1570	1636	1709	1774	1845	1913	2026
FIRE PREVENTION INSPECTOR II	1720	1799	1879	1957	2038	2113	2235
GRAIN INSPECTOR	1375	1434	1488	1547	1601	1658	1747
GRAIN SAMPLER	1278	1323	1371	1421	1470	1520	1602
GUARD I	1154	1190	1231	1270	1310	1350	1416
GUARD II	1278	1323	1371	1421	1470	1520	1602
GUARD III	1435	1496	1552	1616	1675	1735	1831
LICENSING ASSISTANT	1232	1278	1320	1367	1411	1459	1538
LICENSING INSPECTOR	1435	1496	1552	1616	1675	1735	1831
LICENSING INVESTIGATOR I	1570	1636	1709	1774	1845	1913	2026
LICENSING INVESTIGATOR II	1653	1727	1798	1878	1950	2026	2142
LIQUOR CONTROL SPECIAL AGENT I	1570	1636	1709	1774	1845	1913	2026
MOTOR CARRIER ENFORCEMENT OFFICER I	1570	1636	1709	1774	1845	1913	2026
MOTOR CARRIER ENFORCEMENT OFFICER II	1808	1891	1978	2061	2147	2235	2367
PERSONAL PROPERTY WAREHOUSE EXAMINER	1435	1496	1552	1616	1675	1735	1831

ILLINOIS REGISTER

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES
NOTICE OF PEREMPTORY AMENDMENT

	S T E P S						
	1	2	3	4	5	6	7
PLANT & PESTICIDE SPECIALIST I	1720	1799	1879	1957	2038	2113	2235
PLANT & PESTICIDE SPECIALIST II	1898	1989	2080	2166	2257	2348	2488
PLUMBING INSPECTOR	2006	2104	2201	2300	2396	2490	2639
POLICE OFFICER I	1648	1718	1793	1871	1942	2018	2136
POLICE OFFICER II	1808	1891	1978	2061	2147	2235	2367
POLYGRAPH EXAMINER I	1898	1989	2080	2166	2257	2348	2488
POLYGRAPH EXAMINER II	2108	2215	2320	2424	2530	2637	2796
POLYGRAPH EXAMINER III	2353	2472	2596	2717	2836	2957	3141
POULTRY INSPECTOR	1375	1434	1488	1547	1601	1658	1747
PRODUCTS & STANDARDS INSPECTOR	1504	1568	1629	1695	1761	1825	1927
SECURITY MATERIALS COURIER	1278	1323	1371	1421	1470	1520	1602
SECURITY OFFICER	1435	1496	1552	1616	1675	1735	1831
SECURITY OFFICER SERGEANT	1435	1496	1552	1616	1675	1735	1831
SEED ANALYST I	1435	1496	1552	1616	1675	1735	1831
SEED ANALYST II	1504	1568	1629	1695	1761	1825	1927
SITE SECURITY OFFICER	1278	1323	1371	1421	1470	1520	1602
TRUCK WEIGHING INSPECTOR	1305	1350	1398	1448	1497	1548	1629
VEHICLE TESTING COMPLIANCE OFFICER	1720	1799	1879	1957	2038	2113	2235
WAREHOUSE CLAIMS SPECIALIST	1504	1568	1629	1695	1761	1825	1927
WAREHOUSE EXAMINER I	2108	2215	2320	2424	2530	2637	2796
WAREHOUSE EXAMINER II	1504	1568	1629	1695	1761	1825	1927
WAREHOUSE EXAMINER III	1720	1799	1879	1957	2038	2113	2235
WELL INSPECTOR	1898	1989	2080	2166	2257	2348	2488
	1375	1434	1488	1547	1601	1658	1747

*CONSERVATION POLICE OFFICER I

LONGEVITY BONUS RATES			
10 YRS.	15 YRS.	17.5 YRS.	20 YRS.
2,692	2,827	2,968	3,117

*CONSERVATION POLICE OFFICER II

LONGEVITY BONUS RATES			
10 YRS.	15 YRS.	17.5 YRS.	20 YRS.
2,773	2,908	3,049	3,199

Effective August 1, 1987

WELL INSPECTOR I	1653	1727	1798	1878	1950	2026	2142
WELL INSPECTOR II	1904	1994	2087	2174	2263	2354	2495

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENT

*CONSERVATION POLICE OFFICER II

LONGEVITY BONUS RATES

10 YRS.	15 YRS.	17.5 YRS.	20 YRS.	25 YRS.
2,912	3,053	3,201	3,359	3,521

(Source: Peremptory Amendment at 12 Ill. Reg. 20584, effective Nov. 28, 1988)

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF REFUSAL TO MEET THE OBJECTION
OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) The Heading of the Part: The Barber, Cosmetology and Esthetics Act of 1985
- 2) Code Citation: 68 Ill. Adm. Code 1175

Section Numbers:	Action:	Section Numbers:	Action:
1175.100	Refusal	1175.405	Refusal
1175.105	Refusal	1175.410	Refusal
1175.110	Refusal	1175.415	Refusal
1175.200	Refusal	1175.420	Refusal
1175.205	Refusal	1175.425	Refusal
1175.210	Refusal	1175.430	Refusal
1175.215	Refusal	1175.435	Refusal
1175.220	Refusal	1175.500	Refusal
1175.225	Refusal	1175.505	Refusal
1175.230	Refusal	1175.510	Refusal
1175.235	Refusal	1175.515	Refusal
1175.300	Refusal	1175.520	Refusal
1175.305	Refusal	1175.525	Refusal
1175.310	Refusal	1175.530	Refusal
1175.315	Refusal	1175.535	Refusal
1175.320	Refusal	1175.540	Refusal
1175.325	Refusal	1175.545	Refusal
1175.330	Refusal	1175.550	Refusal
1175.335	Refusal	1175.555	Refusal
1175.340	Refusal	1175.560	Refusal
1175.345	Refusal	1175.565	Refusal
1175.350	Refusal	1175.570	Refusal
1175.355	Refusal	1175.600	Refusal
1175.360	Refusal	1175.605	Refusal
1175.365	Refusal	1175.610	Refusal
1175.370	Refusal	1175.615	Refusal
1175.400	Refusal		

- 4) Date Notice of Proposed Rules Published in the Register (if applicable):

November 30, 1987
(issue date)

11 Ill. Reg. 19179

- 5) Date JCAR Statement of Objection Published in the Register:

October 28, 1988
(issue date)

12 Ill. Reg. 17443

- 6) Summary of Action Taken by the Agency: The Joint Committee objected to the above-referenced rules because the Statement of Statewide Policy objectives which was included in the Department's first notice materials

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF REFUSAL TO MEET THE OBJECTION
OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

fails to satisfy the requirements of Section 5 of the State Mandates Act. This exclusion was an oversight on the part of the Department. However, as stated by the Department in previous discussions with JCAR, community colleges affected by these rules were notified and were given an opportunity to comment on the rules even though not in accordance with the State Mandates Act.

The Joint Committee on Administrative Rules has objected to Section 1175.360 and Section 1175.560 on the basis that the Department lacked the statutory authority to limit off-site classroom locations for barber and beauty culture schools to one classroom per approved school and that an off-site location cannot be a clinical expansion.

In the proposed rules the Department set forth a provision for a "satellite campus". During the first notice period and in discussion with various persons or groups within the professions, there appeared to be some confusion as to what a "satellite campus" meant. It was determined that the "satellite campus" was not intended to be a branch campus. The Department does not have a provision in the Act for branch campuses--a branch campus would have to be separate registered cosmetology or barber school. However, there are separate classroom locations in existence in the State and the Department intended this provision to cover those schools who, because of space limitations or other reasons, found that additional classroom space was needed. The rules were modified to be specific to "off-site classroom location." In the barber or cosmetology school the clinic is the main emphasis in the school and most of the equipment and space requirements are for these clinics. Also the clinic is the setting where the public may have work done by those students enrolled in the school. Thus it is not in the public's best interest to have a separate clinic location away from the school; however, a provision for a separate classroom was a provision which would enable the school to expand to meet the enrollment demands without placing a financial burden on the school. The 5 mile provision was to insure that the "classroom location" was within the proximity of the school itself so that control over the classroom could be maintained by the school. The "off-site classroom location" not being a clinic setting and being within 5 miles of the school is also consistent with the National Accrediting Standards for "separate classroom location." This is a provision that most schools who are nationally accredited already comply with; however, the schools were not required to notify or obtain approval from the Department of Professional Regulation for the off-site classroom locations prior to this rulemaking. The Department has the authority in the Act to promulgate rules for standards to be followed by cosmetology and barber schools.

For these reasons the Department refused to modify these Sections to meet the objections of the Joint Committee.

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

JOINT COMMITTEE ON ADMINISTRATIVE RULES
STRATTON OFFICE BUILDING
ROOM A-1
SPRINGFIELD, ILLINOIS
10:00 A.M.
DECEMBER 15, 1988

NOTICE: It is the policy of the Joint Committee to allow only representatives of state agencies to testify orally on any rule under consideration at Joint Committee hearings. If members of the public wish to express their views with respect to a proposed rule, they should submit written comments to the Office of the Joint Committee at the following address:

Joint Committee on Administrative Rules
509 South Sixth Street
Room 500
Springfield, Illinois 62701

AGENDA

- I. Approval of November 15, 1988 Minutes
- II. Review of Proposed Agency Rulemaking

Department on Aging

1. Older Americans Act Programs; 89 Ill. Adm. Code 230
-First Notice Published: 12 Ill. Reg. 12137 - 7-29-88
-Expiration of Second Notice Period: 1-12-89

Department of Agriculture

2. Farmland Preservation Act; 8 Ill. Adm. Code 700
-First Notice Published: 12 Ill. Reg. 14786 - 9-23-88
-Expiration of Second Notice Period: 12-27-88

Department of Central Management Services

3. Pay Plan; 80 Ill. Adm. Code 310
-First Notice Published: 12 Ill. Reg. 12599 - 8-5-88
-Expiration of Second Notice Period: 1-26-89

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

4. Solicitation for Charitable Payroll Deductions; 80 Ill. Adm. Code 2650
 -First Notice Published: 12 Ill. Reg. 6871 - 4-15-88
 -Expiration of Second Notice Period: 1-12-89

Department of Children and Family Services

5. Services Delivered by the Department; 89 Ill. Adm. Code 302
 -First Notice Published: 12 Ill. Reg. 13814 - 9-2-88
 -Expiration of Second Notice Period: 12-19-88

6. Confidentiality of Personal Information of Persons Served by the Department; 89 Ill. Adm. Code 431
 -First Notice Published: 12 Ill. Reg. 11922 - 7-22-88
 -Expiration of Second Notice Period: 12-19-88

7. Reports of Child Abuse and Neglect; 89 Ill. Adm. Code 300
 -First Notice Published: 12 Ill. Reg. 11953 - 7-22-88
 -Expiration of Second Notice Period: 12-19-88

8. Department of Children and Family Services Employee Conflict of Interest; 89 Ill. Adm. Code 437
 -First Notice Published: 12 Ill. Reg. 13752 - 9-2-88
 -Expiration of Second Notice Period: 1-12-89

Department of Commerce and Community Affairs

9. Illinois Small Business Development Program; 14 Ill. Adm. Code 570
 -First Notice Published: 12 Ill. Reg. 20714 - 12-28-87
 -Expiration of Second Notice Period: 12-19-88

Illinois Commerce Commission

10. Least-Cost Planning for Electric Utilities; 83 Ill. Adm. Code 440
 -First Notice Published: 12 Ill. Reg. 3162 - 2-5-88
 -Expiration of Second Notice Period: 12-29-88

Illinois Community College Board

11. Administration of the Illinois Public Community College Act; 23 Ill. Adm. Code 1501
 -First Notice Published: 12 Ill. Reg. 16313 - 10-14-88
 -Expiration of Second Notice Period: 1-13-89

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

State Board of Education

12. Pupil Transportation; 23 Ill. Adm. Code 275
 -First Notice Published: 12 Ill. Reg. 12745 - 8-5-88
 -Expiration of Second Notice Period: 12-29-88

Illinois Educational Labor Relations Board

13. Fair Share Fee Objections; 80 Ill. Adm. Code 1125
 -First Notice Published: 12 Ill. Reg. 16375 - 10-14-88
 -Expiration of Second Notice Period: 1-13-89

Department of Employment Security

14. Rules of General Application; 56 Ill. Adm. Code 2712
 -First Notice Published: 12 Ill. Reg. 15257 - 9-30-88
 -Expiration of Second Notice Period: 1-12-89

15. Summer School for Gifted and Remedial Education; 23 Ill. Adm. Code 230
 -First Notice Published: 12 Ill. Reg. 12747 - 8-5-88
 -Expiration of Second Notice Period: 12-29-88

Department of Financial Institutions

16. Illinois Credit Union Act; 38 Ill. Adm. Code 190
 -First Notice Published: 12 Ill. Reg. 14097 - 9-9-88
 -Expiration of Second Notice Period: 12-19-88

Illinois Health Care Cost Containment Council

17. Data Collection; 77 Ill. Adm. Code 2510
 -First Notice Published: 12 Ill. Reg. 13694 - 8-26-88
 -Expiration of Second Notice Period: 1-6-89

Department of Lottery

18. Lottery (General); 11 Ill. Adm. Code 1770
 -First Notice Published: 12 Ill. Reg. 10298 - 6-17-88
 -Expiration of Second Notice Period: 1-7-89

Department of Nuclear Safety

19. Radiation Inspectors and Inspections; 32 Ill. Adm. Code 410
 -First Notice Published: 12 Ill. Reg. 13841 - 9-2-88
 -Expiration of Second Notice Period: 12-30-88

20. Use of X-Rays in the Healing Arts Including Medical, Dental, Podiatry, and Veterinary Medicine; 32 Ill. Adm. Code 360
-First Notice Published: 12 Ill. Reg. 13858 - 9-2-88
-Expiration of Second Notice Period: 12-30-88

Prisoner Review Board

21. Prisoner Review Board Rules; 20 Ill. Adm. Code 1610
-First Notice Published: 12 Ill. Reg. 4774 - 3-11-88
-Expiration of Second Notice Period: 1-6-89

Department of Professional Regulation

22. Medical Practice Act of 1987; 68 Ill. Adm. Code 1285
-First Notice Published: 12 Ill. Reg. 8571 - 5-20-88
-Expiration of Second Notice Period: 12-19-88

23. Medical Practice Act, Repeal of; 68 Ill. Adm. Code 1280
-First Notice Published: 12 Ill. Reg. 8536 - 5-20-88
-Expiration of Second Notice Period: 12-19-88

Department of Public Aid

24. Medical Payment; 89 Ill. Adm. Code 140
-First Notice Published: 12 Ill. Reg. 5958 - 4-1-88
-Expiration of Second Notice Period: 1-5-89

25. General Assistance; 89 Ill. Adm. Code 114
-First Notice Published: 12 Ill. Reg. 14996 - 9-23-88
-Expiration of Second Notice Period: 12-27-88

26. Drug Manual; 89 Ill. Adm. Code 141
-First Notice Published: 12 Ill. Reg. 15483 - 9-30-88
-Expiration of Second Notice Period: 12-30-88

27. Illinois Competitive Access and Reimbursement Equity (ICARE) Program; 89 Ill. Adm. Code 149
-First Notice Published: 12 Ill. Reg. 13917 - 9-2-88
-Expiration of Second Notice Period: 12-30-88

28. Aid to the Aged, Blind or Disabled; 89 Ill. Adm. Code 113
-First Notice Published: 12 Ill. Reg. 15898 - 10-7-88
-Expiration of Second Notice Period: 1-6-89

29. Aid to Families with Dependent Children; 89 Ill. Adm. Code 112
-First Notice Published: 12 Ill. Reg. 15905 - 10-7-88
-Expiration of Second Notice Period: 1-6-89

30. Assistance Standards; 89 Ill. Adm. Code 111
-First Notice Published: 12 Ill. Reg. 15920 10-7-88
-Expiration of Second Notice Period: 1-6-89

31. General Assistance; 89 Ill. Adm. Code 114
-First Notice Published: 12 Ill. Reg. 15924 - 10-7-88
-Expiration of Second Notice Period: 1-6-89

32. Medical Assistance Programs; 89 Ill. Adm. Code 120
-First Notice Published: 12 Ill. Reg. 15938 - 10-7-88
-Expiration of Second Notice Period: 1-6-89

Department of Public Health

33. Structural Pest Control; 77 Ill. Adm. Code 830
-First Notice Published: 12 Ill. Reg. 3325 - 2-5-88
-Expiration of Second Notice Period: 1-19-89

Department of Revenue

34. Pull Tabs and Jar Games Act; 86 Ill. Adm. Code 432
-First Notice Published: 12 Ill. Reg. 15027 - 9-23-88
-Expiration of Second Notice Period: 12-27-88

35. Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act; 86 Ill. Adm. Code 530
-First Notice Published: 12 Ill. Reg. 11104 - 7-1-88
-Expiration of Second Notice Period: 1-6-89

State Employees Retirement System

36. The Administration and Operation of the State Employees' Retirement System of Illinois Social Security Unit; 80 Ill. Adm. Code 1570
-First Notice Published: 12 Ill. Reg. 14122 - 9-9-88
-Expiration of Second Notice Period: 1-3-89

III. Certification of No Objection to Proposed Rulemaking

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

IV. Review of Emergency Rulemaking and Peremptory Rulemaking

Department of Agriculture

37. Meat and Poultry Inspection Act; 8 Ill. Adm. Code 125 (Peremptory)
-Notice Published: 12 Ill. Reg. 19116 - 11-14-88

Department of Public Health

38. Long-Term Care for Under Age 22; 77 Ill. Adm. Code 390 (Emergency)
-Notice Published: 12 Ill. Reg. 18243 - 11-14-88

39. Minimum Standards Classification and Licensure of Skilled Nursing Facilities and Intermediate Care Facilities; 77 Ill. Adm. Code 300 (Emergency)
-Notice Published: 12 Ill. Reg. 18477 - 11-14-88

40. Minimum Standards for Classification and Licensure of Intermediate Care Facilities for the Developmentally Disabled; 77 Ill. Adm. Code 350 (Emergency)
-Notice Published: 12 Ill. Reg. 18705 - 11-14-88

41. Minimum Standards for Classification and Licensure of Sheltered Care Facilities; 77 Ill. Adm. Code 330 (Emergency)
-Notice Published: 12 Ill. Reg. 18939 - 11-14-88

V. Incorporation by Reference

VI. Agency Responses to Joint Committee Statements of Objection

Department of Alcoholism and Substance Abuse

42. Subacute Alcoholism and Substance Abuse Treatment Services; 77 Ill. Adm. Code 2090 (Emergency)
-First Published: 12 Ill. Reg. 11273 - 7-1-88
-Objection Date: August August 23, 1988
-Response: Refusal

Illinois Community College Board

43. Administration of the Illinois Public Community College Act; 23 Ill. Adm. Code 1501
-First Published: 12 Ill. Reg. 12147 - 7-29-88
-Objection Date: October 13, 1988
-Response: Refusal

JOINT COMMITTEE ON ADMINISTRATIVE RULES

AGENDA

Department of Labor

44. Health and Safety; 56 Ill. Adm. Code 350
-First Published: 12 Ill. Reg. 9783 - 6-10-88
-Objection Date: September 15, 1988
-Response: Refusal

Department of Professional Regulation

45. Barber and Cosmetology Act of 1985; 68 Ill. Adm. Code 175
-First Published: 11 Ill. Reg. 19179 - 11-30-88
-Objection Date: October 13, 1988
-Response: Refusal

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of November 21, 1988 through November 23, 1988 and have been scheduled for review by the Committee at its December 15, 1988 meeting. Other items not contained in this published list may also be considered by the Joint Committee at its scheduled December meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
1/6/89	Department of Revenue, Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act (86 Ill. Adm. Code 530)	7/1/88 12 Ill. Reg. 11104	December 15, 1988
1/6/89	Department of Public Aid, Aid to the Aged, Blind or Disabled (89 Ill. Adm. Code 113)	10/7/88 12 Ill. Reg. 15898	December 15, 1988
1/6/89	Department of Public Aid, Aid to Families with Dependent Children (89 Ill. Adm. Code 112)	10/7/88 12 Ill. Reg. 15905	December 15, 1988
1/6/89	Department of Public Aid, Assistance Standards (89 Ill. Adm. Code 111)	10/7/88 12 Ill. Reg. 15920	December 15, 1988
1/6/89	Department of Public Aid, General Assistance (89 Ill. Adm. Code 114)	10/7/88 12 Ill. Reg. 15924	December 15, 1988
1/6/89	Department of Public Aid, Medical Assistance Programs (89 Ill. Adm. Code 120)	10/7/88 12 Ill. Reg. 15938	December 15, 1988
1/6/89	Prisoner Review Board, Prisoner Review Board Rules (20 Ill. Adm. Code 1610)	3/11/88 12 Ill. Reg. 4774	December 15, 1988

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED
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Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
1/6/89	Illinois Health Care Cost Containment Council, Data Collection (77 Ill. Adm. Code 2510)	8/26/88 12 Ill. Reg. 13694	December 15, 1988
1/6/89	Department of Lottery, Lottery (General) (11 Ill. Adm. Code 1770)	6/17/88 12 Ill. Reg. 10298	December 15, 1988

PROCLAMATION
88-551
Bowlers Journal 75th Anniversary

WHEREAS, bowling has more registered, dues-paying participants than any other sport in the world, including nearly 9 million people in the United States and more than 12 million worldwide; and

WHEREAS, November 1988 marks the 75th anniversary issue of the oldest monthly sports magazine in America, the Bowlers Journal, which was founded in 1913 in Chicago by David Luby, a member of the American Bowling Congress (ABC) Hall of Fame; and

WHEREAS, since 1956, the magazine has been published by Mort Luby Jr., the third generation of the Luby family to be named to the ABC Hall of Fame. In addition to being an award-winning editor/publisher, Mort Luby Jr. is the founder of the World Bowling Writers, the only international journalism group devoted to a single sport; and

WHEREAS, Mort's father, Mort Luby Sr., a major figure in the bowling industry for decades, became publisher of the magazine in 1925. He helped start such diverse organizations as the Bowling Writers Association of America, the Billiard and Bowling Institute, and the Bowling Proprietors Association of America; and

WHEREAS, Mort Luby Sr. also founded the Bowlers Journal Press Service, which at one time filed a half-million words annually to the wire services and various newspapers;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim November 1988 as a month to recognize the 75TH ANNIVERSARY OF THE BOWLERS JOURNAL, and extend my congratulations and best wishes to Mort Luby on this special occasion.

Issued November 18, 1988. Filed November 28, 1988.

PROCLAMATION
88-552
Family Week

"There's no vocabulary
For love within a family, love that's lived in
But not looked at, love within the light of which
All else is seen, the love within which
All other love finds speech.
This love is silent"

T.S. Eliot, The Elder Statesman, 1958

WHEREAS, the family is the entity that nurtures the values which have made America great. The bonds of familial love are the foundation of our nation's strength; and

WHEREAS, the trust, duty, respect and cooperation that are a way of life for family members are traits that reinforce the fabric and function of all societal units from the neighborhood to the nation. The acceptance of each individual family member's uniqueness, teamed with simultaneous, unified striving to improve gives momentum to our progress as a nation; and

WHEREAS, appropriately placed with the traditional week of Thanksgiving, National Family Week is a period of thanks for all the contributions the family has made to our country;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim November 20-26, 1988, as FAMILY WEEK in Illinois, in conjunction with the national observance.

Issued November 22, 1988. Filed November 28, 1988.